



The Environmental Notice

May 23, 2009

KAUAI (HRS 343)

- 1. [Kauai Lagoons Resort Density Amendment](#) (DEA) 2

OAHU (HRS 343)

- 2. [Nanakuli Community Baseyard](#) (EISPN) 2
- 3. [Expansion of Hukilau Foods Offshore Fish Farm, Mamala Bay, Oahu](#) (DEA) 3
- 4. [H-Power Expansion](#) (FEIS) 3
- 5. [Traffic Signal Maintenance Facility](#) (DEA) 4
- 6. [Wichman Erosion Control and Slope Stabilization Project](#) (FEA) 5

MAUI (HRS 343)

- 7. [Davison Waterline Improvement](#) (FEA) 5

HAWAII (HRS 343)

- 8. [Thirty Meter Telescope Observatory Project](#) (DEIS) 8

SPECIAL MANAGEMENT AREA (Chapter 25, Revised Ordinances of Honolulu)

- [Doris Duke Foundation for Islamic Art](#) (DEA) 7

COASTAL ZONE NOTICES (HRS 205A)

Federal Consistency Reviews

- Kona Blue Water Farms Offshore Net Pen Replacement, Kona, Hawaii 7
- Castle Hills Access Road Drainage Improvements, Kaneohe, Oahu 8
- Kalaniana'ole Highway Bicycle Lanes, Waimanalo, Oahu 8

Special Management Area Minor Permits

Shoreline Notices

- Shoreline Certification Applications 9
- Shoreline Certifications and Rejections 9

POLLUTION CONTROL PERMITS (HRS 342B)

- Department of Health Permits 10
- Voluntary Response Program Notice for Waiialua Sugar Mill Settling Ponds 11

ENVIRONMENTAL COUNCIL

- Board of Water Supply and Agribusiness Development Corporation Exemption Lists 11

GLOSSARY

- 12

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The Environmental Notice is available for public review on the 8th and 23rd of each month on OEQC's website, pursuant to Chapter 343-3, HRS

KAUAI (HRS 343)

1. Kauai Lagoons Resort Density Amendment (DEA)

Island: Kauai
District: Lihue
TMK: (4) 3-5-01: 27 (por.), 102, and 168 (por.)
Applicant: MORI Golf (Kauai), LLC, 3351 Hoolaulea Way, Suite 201, Lihue, Kauai, HI 96766. Steve Busch, 241-2061
Approving Agency: County of Kauai Planning Department, 4444 Rice Street, Suite 473, Lihue, Kauai 96766. Michael Laureta, 241-4068
Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. Ronald A. Sato, AICP, 946-2277
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency and Consultant
Permits: State Land Use District Boundary Amendment, County General Plan Amendment, County Zoning Amendment, County Visitor Destination Area Amendment, Special Management Area Use Permit, Use Permit, Class IV Zoning Permit, Subdivision, NPDES, Grading Permit, Building Permit, Sewer System Requirements, Drainage System Requirements, Water Master Plan Approval, Water and Water System Requirements, Utility Service Requirements

The proposed project includes the assignment of a density equivalent to the calculated density of 22 dwelling units from an approximately 138-acre oceanfront parcel (TMK: (4) 3-5-01:102) located adjacent to and east of the Lihue Airport to the existing Kauai Lagoons Resort. Upon the assignment of density to the Kauai Lagoons Resort, the 22 dwelling units will be developed as 22 single-family residential lots within three separate single-family residential subdivisions within the Kauai Lagoons Resort's 27-hole golf course complex. Development of the 22 single-family residential lots will require that the underlying State Land Use District Boundary, County General Plan, County Zoning, and County Visitor Destination Area designations of the affected golf course lands be amended to the appropriate State and County land use designations. With the proposed density assignment of the 22 dwelling units to the Kauai Lagoons Resort, the density cap for the Resort will be increased from the current maximum density of 750 dwelling units established under Condition No. 1 of Zoning Ordinance No. PM-2006-383 to a total maximum density of 772 dwelling units, exclusive of the Resort's 31 affordable housing units. Following the assignment of density, the 138-acre oceanfront parcel will be conveyed to the County of Kauai for public purposes based upon an agreement to be entered into between the County and Kauai Development LLC, the current owner of the 138-acre parcel. The future use of the 138-acre parcel will be determined by the County at a later time following conveyance of the land to them.

No significant impacts are anticipated from the proposed amendments to the State and County land use designations and future development of the project site.

OAHU (HRS 343)

2. Nanakuli Community Baseyard (EISPN)

Island: Oahu
District: Waianae
TMK: 8-7-09:02 (portion)
Applicant: Tropic Land LLC, 1001 Bishop Street, Suite 2690, Honolulu, HI 96813. Arick Yanagihara, 538-3785, ext. 252
Accepting Authority: State Land Use Commission, 235 South Beretania Street, Room 406, Honolulu, HI 96813. Dan Davidson, 587-3822
Consultant: Kimura International, Inc., 1600 Kapiolani Boulevard, Suite 1610, Honolulu, HI 96814. Glenn Kimura, 944-8848
Comments: EISPN pending 30-day comment. Address comments to the Applicant, with copies to the Accepting Authority, and Consultant

Permits: State Land Use Commission, boundary amendment; Waianae Sustainable Communities Plan, amendment; Zoning change; NPDES permit; Grading and construction permits

Tropic Land LLC proposes to develop a light industrial park on 96 acres in upper Lualualei Valley. The project will consist of 35-40 units, averaging two acres each. An incubator center will include an industrial building with approximately 25,000 SF of indoor space and open yard space. The project will have a secured entry off of Lualualei Road and a secondary emergency access. There will be a 30-foot landscaped setback along the Lualualei Road frontage and 15-foot setbacks on the north and south property lines. A 100-foot wide strip of land mauka of the industrial lots will be used for drainage and rockfall hazard mitigation. The project will be structured under a condominium property regime. Before the project can be implemented, the landowner must obtain an amendment to the State Land Use District (from agriculture to urban) and a change in zoning from preservation (P-2) to industrial (I-1). The landowner will need an easement to use Lualualei Naval Road. Long-term traffic impacts on Lualualei Naval Road and Farrington Highway are being studied. The project will convert 13.5 acres of Class B agricultural lands, but addresses a shortage of small-scale industrial space on the Waianae Coast. Agricultural, biological, cultural, traffic, and economic impacts are among those to be examined further in the DEIS.

3. Expansion of Hukilau Foods Offshore Fish Farm, Mamala Bay, Oahu (DEA)

Island: Oahu
District: Ewa
TMK: Seaward of (1) 9-1-27
Applicant: Grove Farm Fish and Poi LLC, dba Hukilau Foods LLC, P O 335, Kailua, HI, 96744. Randy Cates, 841-4956
Approving Agency: DLNR, Office of Conservation and Coastal Lands, P O Box 621, Honolulu, HI, 96809. Dawn Hegger, 587-0322
Consultant: Aquaculture Planning and Advocacy LLC, 47-215 Iuiu Street, Kaneohe, HI, 96744. John Corbin, 239-8316
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency and Consultant
Permits: State DLNR Conservation District Use Permit, State DOH National Pollution Discharge Elimination System/Zone of Mixing Permit, DLNR Aquaculture license, Federal ACOE Section 10 Permit

Hukilau Foods LLC (HF) proposes to expand its existing 28 acre State ocean lease two miles off Ewa Beach to 61 acres for continued offshore commercial aquaculture of moi, *Polydactylus sexfilis*. Submersible sea cages will be increased from four (4) 3000 cubic meter cages to eight (8) 6000 cubic meter cages. A feed/security barge will be permanently moored on site. Production capacity will increase from 1.2 million pounds per year to a maximum of 5 million pounds per year. HF is requesting that no snorkeling or SCUBA diving or anchoring of any boat be allowed in the leased area. Transit of boats through the leased area will continue.

Temporary impacts from realigning the mooring anchors and adding new cages will affect water clarity over a small area. No significant long-term direct, indirect, secondary or cumulative impacts are anticipated from the expanded project. Seven years of farm operation have demonstrated no significant public or agency concerns over water quality, ocean activities, protected species, or cultural resources. Anticipated benefits of the expanded project include: increased supply of moi; generation of high wage jobs; lease rents and purchase of services, equipment and supplies; and collaboration opportunities with State fisheries enhancement.

4. H-Power Expansion (FEIS)

Island: Oahu
District: Ewa
TMK: 1-9-26-30, 33 and 34
Proposing Agency: City and County of Honolulu, Environmental Services, Refuse Division, H-POWER, 91-174 Hanua Street, Kapolei, HI 96707. Stephen Langham, 682-1359

Accepting

Authority: City and County of Honolulu, Department of Environmental Services, 1000 Uluohia Street, Suite 308, Kapolei, HI 96707. Contact: ENV Director, 768-3486

Consultant: AMEC Earth & Environmental, Inc., 3375 Koapaka Street, Suite F-251, Honolulu, HI 96819. Contact: Dr. Russell Okoji, 391-9906

Comments: FEIS accepted by the Accepting Authority. There is no comment period

Permits: Covered Source/PSD Air Permit, Chapter 60.1 of Title 11 of HAR, Notice of General Permit Coverage (NGPC) - NPDES Construction Stormwater Discharge Permit, NGPC-NPDES General (industrial activity) Stormwater Discharge Permit, Construction Noise Permit, UIC Permit Modification, Solid Waste Management Permit, Groundwater Use Permit Modification, Well Construction / Pump Installation Permit, Building Permit, Grading Permit and Drainage Plan Approval, FAA Notice of Construction

The City and County of Honolulu and Covanta Honolulu Resource Recovery Venture are proposing an Expansion of the existing Honolulu Program of Waste Energy Recovery facility (H-POWER) located at the James Campbell Industrial Park in Kapolei. H-POWER provides a reliable, cost effective solid waste solution and source of renewable electric power to the City and County of Honolulu. The proposed Expansion consists of the addition to the Facility of a third combustor unit, associated air pollution control equipment, and all the equipment required to tie the addition into the existing H-POWER facility. Modifications and additions to the existing systems for tie in will be performed as necessary.

No significant impacts are anticipated from the proposed project. The Expansion is proposed to be co-located at the H-POWER site to minimize potential impact to the natural environment that might otherwise result from selection of an alternative site. The Expansion would also utilize many of the existing facilities. The Expansion Project will fully comply with federal, state and local permits and programs designed for the protection and stewardship of Hawaii's environmental resources.

5. Traffic Signal Maintenance Facility (DEA)

Island: Oahu

District: Ewa

TMK: 9-07-24:47

Proposing

Agency: City and County of Honolulu Department of Transportation Services, 650 South King Street, Honolulu, HI 96813. Ty Fukumitsu, 768-8388

Approving

Agency: Same

Consultant: Wilson Okamoto Corporation, 1970 South Beretania Street, Suite 400, Honolulu, HI 96826. John L. Sakaguchi, 946-2277

Comments: DEA pending 30-day comment. Address comments to the Proposing Agency and Consultant

Permits: Building, grading, NPDES

The Traffic Signals Division Traffic Signal Maintenance Facility will occupy a portion of the existing Pearl City Bus Facility site (Tax Map Key: 9-07-24:47, about 21 acres) located at 1200 Waimanu Home Road in Pearl City, Oahu. The Traffic Signals Branch project site will occupy about 32,000 square feet (0.74 acres) of space east of Kuala Street and south of Kuala Industrial Park (TMK: 97-24:52). The project site was previously cleared and improved during construction of the Pearl City Bus Facility. The Final Environmental Assessment for the Pearl City Bus Facility was issued in September 1998. Figure 1 shows the project location map.

DTS proposes to construct a replacement Traffic Signals Branch facility consisting of a 7,000- square foot building, parking space for 14 City-owned vehicles and 18 employee vehicles. The building will have a ground floor of about 7,000 square feet consisting of a 4,000 square-foot warehouse space; a 3,000 square-foot space for shops, small parts storage, restrooms, and support spaces; and 2nd floor with a 3,000 square-foot office and administrative space located above the shop area. An elevator will provide access to the office areas on the 2nd floor and to the mezzanine storage area in the warehouse. A propane powered emergency generator will provide power to the facility in the event of an outage of commercial power. Access to the project site will be from Kuala Street through the existing entry driveway at the south end of the Pear City Bus Facility employee parking lot. The Traffic Signals facility will be separated from the bus facility by a security fence.

The State Land Use Commission designates the project site in the Urban District. The City and County of Honolulu zoning designation is IMX-1, Industrial-Commercial Mixed Use. The project site is not located within the Special Management Area.

Since the project site was previously cleared, construction activities would primarily be related to construction of the Traffic Signals maintenance warehouse and office building and related improvements. These activities will create dust and noise while work occurs on the project site. Once completed, City-employee activity would be related to operation of the warehouse and office facility.

6. Wichman Erosion Control and Slope Stabilization Project (FEA)

Island: Oahu
District: Honolulu
TMK: (1) 2-5-14:12
Applicant: Charles R. Wichman, 123 Kalaiopua Place, Honolulu, HI 96822-5005. 941-4903
Approving Agency: DLNR, Office of Conservation and Coastal Land, P.O. Box 621, Honolulu, HI 96809. Sam Lemmo, Administrator, 587-0381
Consultant: Landmark Consulting Services, P.O. Box 915, Hanalei, HI 96714. 828-6332
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: CDUP, Building & Grading, SMA Determination of Exempt Status

The Applicant proposes to remove approximately 118 yards of loose soil from an unstable slope located below his driveway. In recent years, due to heavy rains and the uprooting of a large kukui tree during heavy winds, the subject slope has been slipping downward onto the adjacent Kalaiopua Place roadway. The slope instability has resulted in the blockage of the Kalaiopua Place roadway and an associated inconvenience to the residents who use it to access their homes. To remedy the situation, the Applicant proposes to obtain an After-The-Fact (ATF) permit to demolish an unpermitted rock wall that was constructed at the base of the slope and to replace said wall with a new, engineered CRM wall approximately 48' long by 36" high. The Applicant also proposes to undertake slope stabilization and erosion control measures as engineered by the project's civil engineer. The findings of the Environmental Assessment indicate that as a result of the proposed actions there will be no significant negative environmental impacts be they primary, secondary or cumulative.

MAUI (HRS 343)

7. Davison Waterline Improvement (FEA)

Island: Maui
District: Makawao
TMK: (2) 2-8-03:59
Applicant: Maui Integrated Solutions Inc., 2310 Umi Place, Haiku, HI 96708. Kevin Davison, Managing Member, 575-2328
Approving Agency: Maui County Department of Water Supply, 200 South High Street, Wailuku, HI 96793. Jeffrey Eng, Director, 270-7816
Consultant: Land & Water Planning and Consulting, 65 Lihwai Place, Haiku, HI 96708. Maria N. Isotov-Chang, Land Use Planning Consultant
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: State Highways Right-of-entry, Permit to Perform Work, County of Maui Grading, Building, SMA

The applicant proposes the installation of underground utilities and appurtenant aboveground fixtures less than four feet in height (standpipes) along existing corridors of Hana Highway and Kai Huki Road. Please refer to "Appendix I – Construction Plans" of Subject Final Environmental Assessment. The proposed installation of utilities and appurtenant aboveground fixtures less than four feet in height along existing corridors is herewith described (enclosed herewith in proceeding Appendixes are corresponding SHPD review letter, project plans, and photos):

1. Within existing corridor of Hana Highway, the proposed utility work is 1300 linear feet of eight-inch waterline and one new standpipe less than four feet in height.
2. Within existing corridor of Kai Huki Road, the access to Opana Point the proposed utility work is 1200 linear feet of four-inch waterline and three new standpipes less than four feet in height.
3. All work will be performed in adjacent to existing highway and roadway corridors at a depth of three feet.

Anticipated impacts are mainly construction related and will be mitigated on site through the use of Best Management Practices.

HAWAII (HRS 343)

8. Thirty Meter Telescope Observatory Project (DEIS)

Island: Hawaii
District: Hamakua, South Hilo, and South Kohala
TMK: 4-4-15: 9 and 12; 2-4-1: 7; and 6-7-2: undetermined parcel
Proposing Agency: University of Hawaii at Hilo, Office of the Chancellor, 200 W. Kawili Street, Hilo, HI 96720-4091. 974-7311
Accepting Authority: Governor, State of Hawaii, Executive Chambers, State Capitol, HI 96813. 586-0034
Consultant: Parsons Brinckerhoff, 1001 Bishop Street, Suite 2400, Honolulu, HI 96813. Jim Hayes, 531-7094
Comments: DEIS notice pending 45-public comment. Address comments to the Proposing Agency, with copies to the Accepting Authority, and Consultant
Permits: CDUP, NPDES, and Oversize and Overweight Vehicle Permit (OOVP)

The proposed action involves the construction and operation of an optical/infrared observatory and ancillary facilities. The proposed Project includes the following proposed components: an observatory in the upper elevations of Maunakea; a short Access Way to the observatory; improvements to Hale Pohaku; a Headquarters on the UH Hilo campus; and a Satellite Office in Kamuela (Waimea). The proposed TMT Observatory would house a 30-meter diameter primary mirror making it the most capable ground-based telescope in the world.

The roughly five acre TMT Observatory site is presently undeveloped land within the Mauna Kea Science Reserve approximately half a mile northwest and 500 feet below the existing optical/infrared observatories near the summit of Mauna Kea. The land is part of the Conservation District, resource subzone.

The project is expected to result in substantial benefits to the local and State economies. Potential significant and potential less than significant adverse impacts may also occur. However, the Draft EIS proposes mitigation measures that go beyond compliance with applicable rules, regulations, and requirements. The mitigation measures have been developed to avoid, minimize, rectify, or reduce the Project's potential adverse environmental impacts. Mitigation measures have been considered throughout the Project planning process and incorporated into the Project design and construction plans.

Public meetings will be held on the Island of Hawaii and in Honolulu during the 45-day Draft EIS comment period as outlined below. Please visit the project website www.TMT-HawaiiEIS.org or call the project toll-free hotline 1-866-284-1716 for meeting details. See also [Appendices](#).

Public Draft EIS Review and Comment Meeting Locations and Dates			
Date	Area	Location	Time
June 16 (Tue)	Kamuela (Waimea)	Waimea Elementary School Cafeteria	5-8 pm
June 17 (Wed)	Hilo	Hilo High School Cafeteria	4-8 pm
June 18 (Thr)	Pahoa / Puna	Pahoa High School Cafeteria	5-8 pm
June 22 (Mon)	Kau / Pahala	Kau High/Pahala Elementary School Cafeteria	5-8 pm
June 23 (Tue)	Hawi / Kohala	Kohala High School Cafeteria	5-8 pm
June 24 (Wed)	Kona	Kealakehe Elementary School Cafeteria	5-8 pm
June 25 (Thr)	Honolulu	Farrington High School Cafeteria	5-8 pm

SPECIAL MANAGEMENT AREA (Chapter 25, Revised Ordinances of Honolulu)

Doris Duke Foundation for Islamic Art (DEA)

Island: Oahu
District: Honolulu
TMK: 3-1-41:5
Applicant: Doris Duke Foundation for Islamic Art, 4055 Papu Circle, Honolulu, HI 96816. Deborah Pope, 734-1941
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 S. King Street, 7th Floor, Honolulu, HI 96813. Pamela Davis, 768-8017
Consultant: Helber Hastert & Fee, Planners, 733 Bishop Street, Suite 2590, Honolulu, HI 96813. Scott Ezer, 545-2055
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency and Consultant
Permits: SMA Use Permit and Minor Modification of Conditional Use Permit No. 2000/CUP-88

The applicant proposes to demolish the existing maintenance building and construct a new building to house maintenance and landscaping functions. The new building is a two-story structure containing about 1,375-square-feet of floor area. The new building will be constructed in the same location as the existing maintenance building, i.e., near the northwest side of the site, adjacent to the service driveway and plant nursery. In addition, the applicant proposes various interior and exterior site renovations. Apart from increased dust and noise during the construction period, no significant impacts are anticipated. All anticipated impacts are expected to be temporary and will not adversely impact the environmental quality of the area.

COASTAL ZONE NOTICES

Federal Consistency Reviews

The Hawaii 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 Hawaii CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Molokai: 468-4644 x72878, Kauai: 274-3141 x72878, Maui: 984-2400 x72878 or Hawaii: 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. Comments may be submitted to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, HI 96804. Email: jnakagaw@dbedt.hawaii.gov or Fax: (808) 587-2899.

Kona Blue Water Farms Offshore Net Pen Replacement, Kona, Hawaii

Applicant: Kona Blue Water Farms, LLC
Contact: Neil Sims, (808) 331-1188, ext. 201
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Offshore Kona Coast in 200 feet of water, 1 mile north of Keahole Point, Hawaii
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: Kona Blue is proposing to remove two of the eight existing submersible net pens and replacing them with a single surface net pen. The remaining six pens are not being replaced at this time. The total volume of the new net pen would be almost the same as the combined volume of the two net pens that it would replace. The overall diameter of the new net pen is 20 feet larger than one of the existing submerged pens. The new net pen would be permanently at the surface, but has a low profile (approximately 4 feet above the sea surface) compared to the current practice of regularly raising the submerged pens to the surface, which places the top of the pen at 25 - 30 feet above the sea surface. There would be no increase in production capacity and no change in the species cultured. New mooring lines would not be added, but some of the ballast lines and concrete blocks that comprise

the clump weights on the submersible pens would be removed. The applicant anticipates that the new surface pen would be operationally more efficient than the submerged pens.
 Comments Due: June 9, 2009

Castle Hills Access Road Drainage Improvements, Kaneohe, Oahu

Applicant: State Department of Transportation
 Contact: Karen Chun, 692-7552
 Federal Action: Federal Funding
 Federal Agency: Federal Highway Administration (FHWA)
 Location: Kapunahala Stream between Pookela and Kupohu Streets, Kaneohe, Oahu
 TMK: (1) 4-5-24: 2-5; 4-5-108: 68-74
 CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
 Proposed Action: Use federal funds from the FHWA to construct drainage improvements at an existing outlet structure within Kapunahala Stream in the vicinity of Pookela Street in Kaneohe, Oahu. The project also includes stream and stream bank stabilization measures along a portion of Kapunahala Stream.
 Comments Due: June 9, 2009

Kalaniana'ole Highway Bicycle Lanes, Waimanalo, Oahu

Applicant: State Department of Transportation
 Contact: Brandon Kim, 692-7576
 Federal Action: Federal Funding
 Federal Agency: Federal Highway Administration (FHWA)
 Location: Kalaniana'ole Hwy - Waimanalo Beach Park to Makai Pier, Waimanalo, Oahu
 TMK: (1) 4-1-1; 4-1-2; 4-1-3; 4-1-4; 4-1-14
 CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
 Proposed Action: Use federal funds from the FHWA to construct new bicycle/shoulder lanes in both travel directions along Kalaniana'ole Hwy, from Waimanalo Beach Park to Makai Pier, Waimanalo, Oahu. Construction will involve grading, laying new base course and paving with asphalt. Some areas on the mountain-side of the road will only be paved and re-striped to create the bike lane. Paving will only be done for the new bike lane areas and not the existing road. All work will be done within the existing State right-of-way and may involve adjusting and/or relocating existing utilities and drainage structures.
 Comments Due: June 9, 2009

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); Hawaii (961-8288); Kauai (241-6677); Maui (270-7735); Kakaako (Honolulu) or Kalaeloa Community Development District (587-2840).

Location (TMK)	Description (File No.)	Applicant/Agent
Oahu: Waiau (9-8-3: 10 and 9-8-4: 3)	Office Addition - Environmental Lab Building (2009/SMA-22)	Hawaiian Electric Company
Hawaii: South Hilo (2-7-21: 6)	Restoration of an Existing Residential Tropical Garden (SMM 09-107)	Joseph J. Melillo
Hawaii: North Hilo (3-6-5: 14)	Construction of an Ohana Dwelling and Related Improvements (SMM 09-108)	Michael T. Urso
Hawaii: North Kona (7-8-10: 35)	Demolish a Fire Damaged Plant Center Building (SMM 09-109)	Stephen J. Herbert
Maui: (1-5-7-7)	Construct Well & Install Related Improve (SM2 20090032)	Cockett, Michelle
Maui: (4-5-4-2)	Apartment Alteration (SM2 20090033)	Young, Richard
Maui: (2-1-8-79)	Install a Sewer Manhole (SM2 20090034)	Makena Wastewater Corp

Shoreline Notices

Shoreline Certification Applications

Pursuant to HRS §205A-42 and HAR §13-222-12, the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and in Room 220, 1151 Punchbowl St., Honolulu (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 Ian Hirokawa at 587-0420.

File No.	Date	Location	Applicant/Owner	TMK
OA-1301	5/4/09	Lot 109 of Land Court Application 772 Map 33 situate at Laie, Koolaupoko, Oahu Address: 55-653 Kamehameha Highway Purpose: Development of property	Dennis K. Hashimoto/ Lakshmi Limited Partners	5-5-03:34
OA-1302	5/11/09	Lot A-1-E of Map 3 Land Court Application 1477 situate at Kaalaea, Koolaupoko, Oahu Address: 47-01 Nukuwai Place Purpose: Building setback line	Gil P. Bumanglag/ Richard E. Peterson	4-7-14:23
MA-431	5/4/09	Lot 5 of the subdivision of Lot 14-B, Waiohuli-Keokea Beach Lots being a portion of Grant 9664 to A. Akina situate at Kihei, Maui Address: 83 Kapu Place Purpose: Building setback determination	Raymond Turner/ Broadfoot Maui Property Trust	3-9-09:07
MA-432	5/6/09	Lot 4-C Olowalu Makai-Komohana Subdivision L.U.C.A. No. 4.760 being a portion of Grant 4973 to Walter M. Giffard situate at Olowalu, Lahaina, Maui Address: 55 Kuahulu Place Purpose: SMA permit and setback	Linda Lange/ Biscayne Trust	4-8-03:123
HA-403	5/6/09	Lot No. 6 of "Puako Beach Lots" being a portion of Land Patent Grant 12,005 to Rebecca K. Laau, and Grant 12,944, situate at Puako and Lalamilo, South Kohala, Island of Hawaii Address: 69-1790 Puako Beach Drive Purpose: Construction of residence, seawall repair	Thomas Pattison/ Guo/Kepecs Revocable Trust	6-9-05:18

Shoreline Certifications and Rejections

Pursuant to HRS §205A-42 and HAR §13-222-26, the following shorelines have been proposed for certification or rejection by 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 220, Honolulu, HI 96813.

File No.	Proposed / Rejected	Location	Applicant/Owner	TMK
OA-1290	Proposed Shoreline Certification	Por. Lot C being a Por. of Lots 57 and 58 Mokuleia Beach Subdivision (File Plan 863) situate at Kamananui, Waialua, Oahu Address: 68-171 Au Street Purpose: Development of property	Dennis K. Hashimoto/ Arthur Kobayashi	6-8-11:41 01

OA-1298	Proposed Shoreline Certification	Lot 126 of Map 46 Land Court Application 772 situate at Laie, Koolauloa, Oahu Address: 55-273 Kamehameha Highway Purpose: Slope stabilization and building setback line	Gil P. Bumanglag/ Henry Walker Marital Trust, Susan Walker Kowen Revocable Living Trust	5-5-02:19
MA-408	Proposed Shoreline Certification	Portion of Grant 1166 to D. Baldwin, J.F. Pogue, and S.E. Bishop situate at Mahinahina, Kaanapali, Lahaina, Maui Address: 3833 Lower Honoapiilani Road Purpose: Obtain permit and easement	ControlPoint Surveying, Inc./ Lokelani Association of Apartment Owners	4-3-06:16, 65
MA-413	Proposed Shoreline Certification	Lots 2, 3 and 4-A of the Consolidation and Re-subdivision of Royal Patent Grant 1492, Apana 2, to Kaina and Royal Patent Grant 1427 to Punika situate at Honuaula, Makawao, Maui Address: Makena Road Purpose: Renovation and rebuilding of property	Akamai Land Surveying Inc./ Ronald R. Jacintho	2-1-06:86, 87, 89
MA-423	Proposed Shoreline Certification	Portion of Government Beach Reserve situate at Kamaole, Kula, Maui Address: 2192 Iliili Road Purpose: Development of subject parcel	Akamai Land Surveying, Inc./ Maui Beach Place, LLC	3-9-05:33

POLLUTION CONTROL PERMITS

Department of Health Permits

Pursuant to HRS §342B and HAR §11-60.1, the following is a list of some pollution control permits currently before the State Dept. of Health.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, NonCovered Source Permit	Captain Cook Coffee Company, Ltd. NSP No. 0392-01-N Renewal Application	Located at: 79-7415 Mamalahoa Hwy., Kealahue, State of Hawaii	Issued: 4/29/09	Two (2) parchment peelers with cyclone
Clean Air Branch, 586-4200, NonCovered Source Permit	Castle & Cooke Resorts, LLC NSP No. 0544-01 Renewal Application	Located at: Well No. 14, Lanai City, Lanai	Issued: 4/30/09	One (1) 369 HP Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Grace Pacific Corp. CSP No. 0714-01-CT Modification Application & Renewal Application	Located at: Coral Pit, Barbers Pt Harbor, Kapolei, Oahu	Comments Due: 6/1/09	334 TPH Asphalt Plant
Clean Air Branch, 586-4200, NonCovered Source Permit	Henry's Equipment Rental & Sales, Inc. NSP No. 0443-01-NT Renewal Application	Located at: Various Temporary Sites State of Hawaii	Issued: 4/30/09	150 TPH Portable Screening Plant
Clean Air Branch, 586-4200, NonCovered Source Permit	Kiewit Pacific Company NSP No. 0715-01-NT Initial Application	Located at: Various Temporary Sites State of Hawaii	Issued 5/5/09	105 TPH Portable Screening Plant

Clean Air Branch, 586-4200, NonCovered Source Permit	Ameron International Corporation dba Ameron Hawaii NSP No. 0371-01-N Renewal Application	Located at: TMK 2-4-4-1-108, Highway 30, Honokowai, Maui	Issued: 5/5/09	120 cy/hr and 137 cy/hr Transit Mix Concrete Batch Plants
Clean Air Branch, 586-4200, NonCovered Source Permit	Jas W. Glover, Ltd. NSP No. 0664-02-N Modification Application	Located at: Halfway Bridge Quarry, Puhi, Kauai	Issued: 5/5/09	206 bhp Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Honolulu Recovery Systems NSP No. 0674-01-NT Initial Application	Located at: Various Temporary Sites State of Hawaii	5/8/09	50 tph Glass Crusher with 185 hp Cummins Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Kaiulani 4, LLC CSP No. 0710-01-CT Initial Application	Located at: Various Temporary Sites State of Hawaii	Issued 5/11/09	Mobile Crushing Plant
Clean Air Branch, 586-4200, Covered Source Permit	Pacific Concrete Cutting & Coring, Inc. CSP No. 0673-01-CT Initial Application	Located at: Various Temporary Sites State of Hawaii	Issued 5/11/09	Mobile Crushing Plant

Notice of Voluntary Program Application Notice for Waialua Sugar Mill Settling Ponds

The Hawaii Department of Health has received an application for the State's Voluntary Response Program (VRP). The purpose of the program is to encourage property owners, lenders, developers, or prospective purchasers of property to voluntarily clean up contaminated properties. Under the VRP, applicants conduct a thorough environmental investigation and implement a state-approved response action to address any contamination found on the property. Suspected contaminants at these sites include a variety of petroleum related chemicals and metals associated with metal recycling facilities.

Upon successfully completing the VRP, the applicant will receive a "letter of completion" that typically exempts future purchasers from liability to the State for the contamination that was addressed under the VRP. Parties that are responsible for the contamination are not eligible for exemptions from liability. The application received address contamination on the following property:

Waialua Sugar Mill Settling Ponds (TMK (1)-6-7-001:Parcel 026 (por.)), Waialua Oahu.

An investigation by the Hawaii Department of Health (HDOH) was conducted in January 2004. Five soil samples at a depth of 6 inches were taken in the Settling Pond Area. Analytical results indicated that arsenic, chromium, vanadium, thallium, manganese, and iron were present at concentrations exceeding HDOH Environmental Action Levels (EALs). Chlorinated Dibenzodioxins/Chlorinated Dibenzofurans were also present at concentrations exceeding HDOH EALs.

The Department of Health welcomes comments or questions from the public regarding this project. For additional information or to review the application, please contact Steven Mow in Honolulu at 586-4251.

ENVIRONMENTAL COUNCIL

The Environmental Council is seeking public comments on proposed exemption lists submitted by the City and County of Honolulu [Board of Water Supply](#) and the State Department of Agriculture's [Agribusiness Development Corporation](#). Please submit written comments by June 22, 2009, to Gail Grabowski, Chair, Environmental Council, c/o Office of Environmental Quality Control, 235 South Beretania Street, Room 702, Honolulu, HI 96813.

GLOSSARY

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, Hawaii 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 FEA 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 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 agency, and notice of the FEA-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. 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-EISPN (see above), the agency or applicant must prepare a Draft Environmental Impact Statement (DEIS) prior to project implementation which must disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with mitigative measures. 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 and must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For an agency project, the Governor or the Mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, notice of this action is 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 a FEIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within 30 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 Hawaii's law. Some projects require both a state and federal EIS and the public comment procedure should be coordinated. 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. 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 SMA applications to encourage public input.

Shoreline Certifications

State law requires that Hawaii shorelines be surveyed and certified when necessary to clearly establish the shoreline setback 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. [Agendas](#) of their regular meetings are posted on the Internet 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).