



The Environmental Notice

June 23, 2009

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The Environmental Notice is a periodic bulletin of the Office of Environmental Quality Control. It informs the public of environmental assessments and other documents that are available for review and comment per HRS 343-3 and is updated on the 8th and 23rd of each month on OEQC’s website.

KAUAI (HRS 343)

1. [Malerich Residence \(DEA\)](#)

Island: Kauai
District: Hanalei
TMK: (4) 5-9-05:25
Applicant: Matthew M. Malerich & Judith E. Malerich Family Trust, Matthew & Judith Malerich, Trustees, P.O. Box 1649, Hanalei, HI 96714. (661) 477-5422
Approving Agency: Department of Land and Natural Resources, Office of Conservation & Coastal Lands, P.O. Box 621, Honolulu, HI 96809. Sam Lemmo, Administrator, 587-0377
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, and Consultant
Permits: CDUP, Building Permit, Special Management Area Use Permit, Individual Wastewater System

The proposed action is for the construction of a Single Family Residence of approximately 3,213 square feet within an established neighborhood located in Haena on Kauai's North Shore. The proposed residence will be elevated on piers to conform to applicable Federal and County regulations regarding the National Flood Insurance Program for coastal high hazard areas. The applicant is requesting that the Board of Land and Natural Resources grant approval for a four (4) foot height variance for the proposed residence due to the flood zoning characteristics of the parcel. The requested height variance is consistent with the County of Kauai's flood zoning ordinance. The Applicant is also requesting approval for a five (5) foot side-yard setback variance in order to maintain a suitable building envelope and comply with the County of Kauai's shoreline setback Ordinance No. 863 which requires a minimum 50-foot setback. The Applicant proposes to construct a rock wall along the roadway boundary of the property, together with a vehicular gate. Fencing will be erected along the lateral boundaries to within 40 feet of the certified shoreline. A copy of the Draft Environmental Assessment will be available for review at the Princeville Public Library. A Finding of No Significant Impact (FONSI) is anticipated.

OAHU (HRS 343)

2. [Hanua Street Soil Containment Cap and Barrier Project \(FEA\)](#)

Island: Oahu
District: Ewa
TMK: 9-1-26:26
Applicant: REIT Management & Research, LLC
Approving Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, Honolulu, HI 96813. Steve Tagawa, 768-8024
Consultant: Masa Fujioka & Associates, 98-021 Kamehameha Highway, Suite 337, Aiea, HI 96701-4914. Lana Brodziak, 484-5366
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Special Management Area (SMA) Use Permit, Shoreline Setback Variance, Section 404 Discharge and 401 Water Quality Certification, CDUP, NPDES

To implement a containment soils (primarily lead) remediation project on a portion of a 9.6-acre site at the end of Hanua Street in the Campbell Industrial Park. This I-2 Intensive Industrial District site was previously used for various industrial activities, including a pre-cast and pre-stressed concrete (e.g. girders, beams, box drainage culverts, etc.) manufacturing facility. Con-Fab Corporation was granted a Major SMA Use Permit (No. 89/SMA-61) by the City Council for that facility on September 12, 1990 (Resolution No. 90-219).

Today most of the site is vacant. A lumber distributor (Mendocino Forest Products, LLC) uses the northeast portion of the site for lumber storage and a small office trailer. According to DEA, the contaminated soil resulted from the deposit of ash and residue materials discarded from the vehicle recycling activity that was conducted adjacent to, and immediately north of, the site. The DEA indicates that in the past, Leeward Auto

Wreckers (presently Hawaii Metal Recycling) burned vehicles to remove unwanted materials (i.e., oil, paint, plastic, etc.) presumably to recover only the metals.

The proposed remedial action will be conducted on about a 6.5-acre portion of the site in concurrence with the Hazard Evaluation and Emergency Response program at the State Department of Health. The project will include the grading of the existing ash-contaminated soils, as well as the excavation of about 5,000 cubic yards of contaminated soils along a portion of the site which is beyond the certified shoreline (within the Conservation District). The site will then be covered with a clean layer of fill (about 5,250 cubic yards), and a 6-inch thick asphalt cover will be constructed. A subsurface concrete containment wall will also be constructed along a 1,000-foot long shore front portion of the site to prevent the contaminated soil from migrating to the beach and near-shore marine environment. No use has been disclosed for the site once the asphalt cover has been installed.

The project will also require a Department of Army permit from the Corps of Engineers, a Section 404 Discharge and 401 Water Quality Certification, a State Conservation District Permit, and a National Pollutant Discharge Elimination System permit. The Major Special Management Area Use Permit and the Shoreline Setback Variance are granted by the Honolulu City Council.

3. Murakami and Kodama Trust Seawall (FEA)

Island: Oahu
District: Waialua
TMK: (1) 6-8-10:18
Applicant: George Murakami, 1585 Kapiolani Blvd, #1100, Honolulu, HI 96814. 952-1222
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, Honolulu, HI 96813. Henry Eng, FAICP, Director, 523-4432
Consultant: Analytical Planning Consultants, Inc., 928 Nuuanu Ave., Suite 502, Honolulu, HI 96817. Don Clegg, President, 536-5695
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Shoreline Setback Variance, Zoning Variance, Building Permit

The applicant is seeking after the fact approval to retain a concrete masonry unit (CMU) seawall, the east corner of which is of a different material (rock), with a return rock wall and wood fence along the east property line, and concrete cap landward of the lip of the seawall within the shoreline setback area. The applicant also seeks approval to retain the following within the shoreline setback: A concrete lanai and wood porch adjacent to the dwelling, concrete walkways and stairs along both the east and west sides of the dwelling, and concrete tile fencing within the east side yard.

The project site is located at 68-681 Farrington Highway and contains a single family dwelling. The makai side of Farrington Highway along this stretch of Mokuleia is developed with single family dwellings. The concrete seawall spans the 61.64 foot makai boundary of the property and connects with existing seawalls on either side of the applicant's property. The sandy beach along this portion of the Mokuleia coastline has a history of erosion. The recorded lot area to which the owners hold title is 11,358 square feet of which 2,751 square feet has been lost to erosion.

4. Sutton Seawall (FEA)

Island: Oahu
District: Honolulu
TMK: (1) 6-8-10:15 and 14
Applicant: Richard Sutton, 737 Bishop Street, Mauka Tower #2400, Honolulu, HI 96813. 521-0502
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, Honolulu, HI 96813. Henry Eng, FAICP, Director, 523-4432
Consultant: Analytical Planning Consultants, Inc., 928 Nuuanu Ave., Suite 502, Honolulu, HI 96817. Don Clegg, President, 536-5695
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Shoreline Setback Variance, Zoning Variance, Building Permit

The applicant seeks after the fact approval to allow (retain) a concrete rubble masonry (CRM) seawall with a return wall between the two subject properties, to encroach into the shoreline setback area. The applicant also seeks approval to retain the following structures within the shoreline setback area: A tile wall located on parcel 15 along the side property line between parcels 15 and 14; a 100 square foot concrete slab located adjacent to the seawall on parcel 15; a tub located on parcel 14 and a portion of a rock wall and wooden fence along the side property line between parcels 14 and 13.

The project site is located at 68-673 and 68-675 Hoomana Place in Mokuleia, Oahu. Each property contains a single family dwelling. The CRM seawall spans the 154.68 foot makai boundary of the parcels and connects with existing seawalls on either side of the applicant's properties. The sandy beach along this portion of the Mokuleia coastline has a history of erosion. The recorded lot area for parcel 14 is 9,407 square feet of which 2,813 square feet has been lost to erosion. The recorded lot area for parcel 15 is 11,109 square feet, of which 3,394 square feet has been lost to erosion.

5. Constantinau Trust Seawall (FEA)

Island: Oahu
District: Waialua
TMK: (1) 6-8-10:22
Applicant: Renau Constantinau, PO Box 98, Honolulu, HI 96814
Approving Agency: City and County of Honolulu, Department of Planning & Permitting, 650 S King Street, 7th Floor, Honolulu, HI 96813. Ann Asaumi, 768-8020
Consultant: Analytical Planning Consultants, Inc., 928 Nuuanu Ave., Suite 502, Honolulu, HI 96817. Don Clegg, President, 536-5695
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Shoreline Setback Variance, Zoning Variance, Building Permit

The applicant seeks after the fact approval to allow (retain) a reinforced concrete seawall with return walls along both side yard property lines within the shoreline setback area. The applicant also seeks approval to retain the following structures within the shoreline setback area: Decorative concrete masonry unit (CMU) and rock walls along the west property line; CMU and wooden walls along the east property line; a 572 square foot open lanai, two decorative open work concrete tile supports for a table top; two circular supports for a swing set; and a 56 square foot storage shed along the east property line (the shed also encroaches into the side yard setback).

The project site is located at 68-691 Farrington Highway and contains a single family dwelling. The makai side of Farrington Highway along this stretch of Mokuleia is developed with single family dwellings. The concrete seawall spans the 61.43 foot makai boundary of the property and connects with existing seawalls on either side of the applicant's property. The sandy beach along this portion of the Mokuleia coastline has a history of erosion. The recorded lot area to which the owners hold title is 8,594 square feet, of which 2,518 square feet has been lost to erosion.

6. Michaels Seawall (FEA)

Island: Oahu
District: Waialua
TMK: (1) 6-8-10:19
Applicant: Greg Michaels, 27515 Enterprise Circle West, Temecula CA 92590
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, Honolulu, HI 96813. Henry Eng, FAICP, Director, 523-4432
Consultant: Analytical Planning Consultants, Inc., 928 Nuuanu Ave., Suite 502, Honolulu, HI 96817. Don Clegg, President, 536-5695
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Shoreline Setback Variance, Zoning Variance, Building Permit

The applicant seeks after the fact approval to allow (retain) a reinforced concrete seawall with a concrete rubble masonry (CRM) exterior and return wall along the east property line within the shoreline setback area. The

applicant also seeks approval to retain a rock wall and vinyl fence located along the east property line, concrete and tile wall located along the west property line, and rock planter within the shoreline setback area.

The project site is located at 68-683 Farrington Highway and contains a single family dwelling. The makai side of Farrington Highway along this stretch of Mokuleia is developed with single family dwellings. The concrete seawall spans the 61.23 foot makai boundary of the property and connects with existing seawalls on either side of the applicant's property. The sandy beach along this portion of the Mokuleia coastline has a history of erosion. The recorded lot area to which the owners hold title is 10,632 square feet of which 2,741 square feet has been lost to erosion.

7. [Kaena Point Ecosystem Restoration Project \(FEA\)](#)

Island: Oahu
District: Waianae and Waialua
TMK: 8-1-01-06; 8-1-01-22; 6-9-01-30; 6-9-02-04; 6-9-02-09; 6-9-02-13
Proposing Agency: Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, HI 96813. Christen Mitchell, DOFAW Planner, 587-0051
Approving Agency: Same
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: SMA – Major; SSV; Shoreline certification; Grading

The Kaena Point Ecosystem Restoration Project is the result of a partnership between the Department of Land and Natural Resources, Divisions of Forestry and Wildlife and State Parks, the U.S. Fish and Wildlife Service, and the Hawaii Chapter of The Wildlife Society. Kaena Point Natural Area Reserve (NAR) hosts one of the largest seabird colonies in the main Hawaiian islands, contains several populations of endangered plants, and receives frequent visits by basking monk seals. Under current management, nesting seabirds and native plants are under constant threat from predatory animals; more than 100 ground-nesting seabirds were killed by dogs in 2006 despite on-going predator control activities. The proposed project involves the construction of predator-proof fencing (2 meters tall) to prevent feral predators such as dogs, cats, mongoose, and rats from entering into 59 acres of coastal habitat within Kaena Point NAR. The exclusion and removal of these predatory animals is anticipated to result in an increase in the existing population of nesting seabirds, encourage new seabird species to nest at Kaena Point, enhance regeneration of native plants, and benefit monk seals by reducing the risk of disease transmission. The Kaena Point Ecosystem Restoration Project is expected to have primarily positive effects on the resources protected in the NAR. No significant adverse effects are anticipated with regard to the environment, archaeological features, cultural practices, viewplanes, or public access or use of this area during or after construction of the proposed fencing.

8. [Koa Ridge Makai and Waiawa Development \(FEIS\)](#)

Island: Oahu
District: Ewa
TMK: Koa Ridge Makai: (1) 9-4-06:38, pors. 01, 02, 03, 05, 39; and (1) 9-5-03: pors. 01 and 04; Waiawa: (1) 9-4-06: pors. 29 and 31; and (1) 9-6-04:21; Off-Site Infrastructure: (1) 9-3-02: pors. 09 and 29; (1) 9-4-02: por. 24; (1) 9-4-05: pors. 06, 08, and 74; (1) 9-4-06: pors. 03, 11, 28, 29, and 39; (1) 9-4-07: por. 35; (1) 9-4-96: por. 149; (1) 9-4-127: por. 23; (1) 9-5-02: por. 01; (1) 9-5-03: pors. 01, 02, 04, 07, 11, and 14; (1) 9-5-49: por. 31
Applicant: Castle & Cooke Homes Hawaii, Inc., 100 Kahelu Avenue, 2nd Floor Mililani, HI 96789. Laura Kodama, Director of Planning & Development, 548-4811
Accepting Authority: State Land Use Commission, P.O. Box 2359, Honolulu, HI 96804-2359. Orlando Davidson, Executive Officer, 587-3822
Consultant: Helber Hastert & Fee, Planners, 733 Bishop Street, Suite 2590, Honolulu, HI 96813. Gail Renard, Project Manager, 545-2055
Comments: FEIS accepted by the Accepting Authority. There is no comment period

Permits: State Land Use District Boundary Amendment, City and County of Honolulu Zone Change, Plan Review Use, Certificate of Need, Water Use Permit, Well Construction and Pump Installation Permit, Stream Channel Alteration Permit, National Pollutant Discharge Elimination Permit, Section 404 Permit, Water Quality Certification, Subdivision Approvals, Grading Permits, Building Permits

Castle & Cooke Homes Hawaii proposes the development of master planned communities at Koa Ridge Makai and Castle & Cooke Waiawa in Central Oahu to include low-, medium-, and high-density residential (approximately 5,000 total units), sites for parks, recreation centers, schools, and neighborhood and community commercial development to serve the residents and surrounding region. Koa Ridge Makai (575 acres) will include approximately 3,500 single- and multi-family homes, an integrated mixed-use village center, elementary school site, and substantial employment-generating uses such as commercial, light industrial, hotel, and a medical complex. The Castle & Cooke Waiawa development (191 acres) will include approximately 1,500 single- and multi-family homes, neighborhood parks, retail, community center, and an elementary school site. The project also includes off-site infrastructure improvements consisting of improvements to the existing H-2 Freeway Waipio Interchange; a new H-2 Freeway Interchange at the Pineapple Road overpass; a new trunk sewer line extending from Koa Ridge Makai to the Waipahu Wastewater Pump Station; and drainage improvements in Kipapa Gulch.

The project would have beneficial impacts to Oahu's housing supply, economy, and employment, and medical services and facilities. No significant adverse impacts to the natural environment, agriculture, noise, air quality, visual resources, infrastructure and utilities, and most public services are expected. Mitigation will be provided to minimize and/or reduce potentially adverse impacts to significant historic and cultural sites, roadways and traffic, and schools to insignificant levels. See also the [Appendix](#).

9. [Kalaeloa Boulevard Improvements, Phase 1 \(FEA\)](#)

Island: Oahu
District: Ewa
TMK: (1) 9-1-15: various
Proposing Agency: Department of Transportation Services, 650 South King Street, 3rd Floor, Honolulu, HI 96813. Michael Oshiro, 768-8332
Approving Agency: Same
Consultant: R.M. Towill Corporation, 2024 North King Street, Suite 200, Honolulu, HI 96819. Brian Takeda, 842-1133, brian@rmtowill.com
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: NPDES, Grading Permit

The Department of Transportation Services (DTS), City and County of Honolulu, proposes the improvement of Kalaeloa Boulevard from the Interstate Route H-1 to Malakole Street. The improvements proposed will be accomplished in phases over the next 10 years. The initial focus (Phase 1) of this effort is the widening of Kalaeloa Boulevard approximately 1,050 feet from its current 4 lanes to 6 lanes from the former OR&L railroad right-of-way to an area beyond Lauwiliwili Street. The 6-lane road will have a right-of-way of 108 feet and will also include median, curbs, sidewalks, street lights, and landscaping. The estimated cost of the roadway is \$7 million. Phase 1 of the project is intended to be constructed within the fiscal year 2009/2010 timeframe using federal funds from the recent passage of the American Recovery and Reinvestment Act of 2009 (Stimulus Package). Future improvements along the Kalaeloa Boulevard alignment will be constructed as funds become available. All project improvements are designed to meet City & County of Honolulu, State and Federal standards.

Originally constructed in 1963 to serve the first heavy industrial park on Oahu, Kalaeloa Boulevard is today the region's only access route between the H-1 Freeway and western Oahu's major industrial employment centers. The existing four-lane roadway is in need of widening as well as surface and safety improvements to accommodate the flow of daily traffic dependent on access into and out of this important regional economic center. The road currently provides the only public access to critical facilities such as Oahu's major refinery and petrochemical processing plants in the James Campbell Industrial Park; H-POWER – the island's only waste to energy facility; and Kalaeloa Harbor – the State's second busiest port and major manufacturing, recycling and commercial-industrial center.

This Environmental Assessment (EA) is an informational and disclosure document prepared for the DTS and is used to evaluate the possible environmental effects of the proposed action. This EA describes the proposed project and evaluates the potential for direct, indirect and cumulative impacts. State of Hawaii, City and County of Honolulu lands and federal funds will be used for the design and construction of the proposed project. This project, therefore, is subject to preparation of environmental documentation in accordance with Chapter 200, Title 11, Hawai'i Administrative Rules (HAR), Chapter 343, Hawaii Revised Statutes (HRS), and Federal Highway Administration (FHWA) National Environmental Policy Act (NEPA) requirements.

This EA addresses the potential for anticipated environmental impacts and considers the alternatives to the proposed action with appropriate mitigative measures to address and minimize the potential for impacts.

10. Construction of Pier 29 Container Yard, Honolulu Harbor (FEA)

Island: Oahu
District: Honolulu
TMK: (1) 1-5-38:1(por.), 2, 8, 28, 29, 30, 31, 35, 36, 43, 44, 51, 57, 59, 60, 62, 63, 64, 65, 66, 67
Proposing Agency: Department of Transportation, Harbors Division, 79 South Nimitz Highway, Honolulu, HI 96813. Randal Hiraki, 587-1958
Approving Agency: Department of Transportation, 869 Punchbowl Street, Honolulu, HI 96813. Brennon Morioka, Director
Consultant: R.M. Towill Corporation, 2024 N. King Street, Suite 200, Honolulu, HI 96819. Chester Koga, 842-1133, chesterk@rmtowill.com
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: NPDES (NOI C & F)

The Department of Transportation, Harbors Division, is proposing improvements at Honolulu Harbor Pier 29 to increase its functionality as a cargo support facility by adjusting the existing ground surface elevations to provide positive drainage, upgrading the existing pavement structure to accommodate increased and heavy duty vehicular loads, replacing existing utility lines with new utility lines that will satisfy the design standards of the City and County of Honolulu, and providing security lighting. Construction is scheduled to start July 2010. The cost of construction is approximately \$28.5 million. The Pier 29 improvements will accommodate the following future uses:

- 1) Loaded Container Yard Stacking Area to accommodate 165 container stalls.
- 2) Empty Container Storage Area for loading and offloading containers from ships docked at the existing bulkhead.
- 3) Eastbound Cargo Area used as a container storage area.
- 4) Rolling Stock Module Trailers Area used as a chassis storage yard.
- 5) Outport Cargo Area for 25 container stalls.
- 6) Gravel Storage Area for a storage area for miscellaneous lightweight items.

11. Meyer Residence Shoreline Improvements (DEA)

Island: Oahu
District: Koolaupoko
TMK: 4-7-19:82
Applicant: Joseph Meyer, P.O Box 1325, Kaneohe HI 96744
Approving Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813. Steven Tagawa
Consultant: SSFM International, Inc., 501 Sumner Street, Suite 620, Honolulu, HI 96817. Jared Chang, 531-1308
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, and Consultant
Permits: Shoreline Setback Variance, NPDES, Building Permit, Department of Army Permit, Shoreline Certification

Joseph Meyer (applicant) is proposing to construct shoreline improvements within the 40-foot shoreline setback area of his residential property on the island of Oahu. The property is situated at 47-83 Kamehameha Highway in Kahaluu. The shoreline area of this property has moderate steep slopes to vertical and overhanging. Thus, portions of the property's shoreline are unstable and unsafe.

The major improvements within the shoreline setback area will consist of an 18-inch high rock wall (non-seawall), concrete stairs, and anchored erosion control system. Other accessory improvements include demolition and removal of concrete debris, landscaping, and drainage improvements. The anchored erosion control system is being proposed to address slope stabilization and reduce the potential for erosion and slippage of material into Kaneohe Bay. All proposed improvements will be situated mauka (landward) of the certified shoreline.

No significant long-term impacts are expected to be generated by this project. Short-term adverse impacts would be related to construction activities and are expected to be minimal. In any event, best management practices to be implemented during construction would reduce such impacts. The project will require approval of a Shoreline Setback Variance and associated ministerial permits.

MAUI (HRS 343)

12. [Lahaina McDonald's Restaurant Reconstruction](#) (DEA)

Island: Maui
District: Lahaina
TMK: (2) 4-5-01:19
Applicant: McDonald's Restaurants of Hawaii, Inc., 1132 Bishop Street, Suite 2000, Honolulu, HI 96813. Mike Yamamoto, 585-7173

Approving Agency: Maui Planning Commission, 250 South High Street, Wailuku, HI 96793. Kurt Wollenhaupt, 270-1789

Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Kimberly Skog, 244-2015

Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, and Consultant

Permits: Noise, Special Management Area (SMA), Building

McDonald's Restaurants of Hawaii, Inc. proposes the demolition and reconstruction of the Lahaina McDonald's Restaurant to provide required facility upgrades which will meet current corporate design standards. A new 4,365-square foot restaurant will replace the existing 4,274-square foot establishment. Encompassing an area of approximately 0.51 acre, the project site is located on the corner of Papalaua Street and Wainee Street in Lahaina, Maui.

The subject property is located within the Lahaina National Historic Landmark District. Work performed within the Lahaina National Historic Landmark District is a trigger for the preparation of an Environmental Assessment (EA), pursuant to Chapter 343, Hawaii Revised Statutes (HRS). Accordingly, this EA is being prepared in order to document and review the project's technical characteristics, environmental impacts, and alternatives. Furthermore, the project site is located in the County of Maui's Special Management Area (SMA), requiring the preparation of a SMA Use permit application. It is noted that the Maui Planning Commission will serve as the approving agency for the EA and SMA permit application.

13. [Proposed Kihei Police Station](#) (FEA)

Island: Maui
District: Makawao
TMK: (2) 2-2-02:70 (por.) and 69 (por.)

Proposing Agency: Police Department, 55 Mahalani Street, Wailuku, HI 96793. Captain Larry Hudson, 244-6435

Approving Agency: Same

Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Rowena Dagdag-Andaya, 244-2015

Comments: FEA accepted by the Approving Agency. There is no comment period

Permits: District Boundary Amendment, NPDES (as applicable), Section 401 Water Quality Certification (as applicable), Noise (as applicable), Community Plan Amendment, Change in Zoning, Subdivision, Height Variance, and Construction Permits

The County of Maui, Police Department proposes to develop a police station at Tax Map Key Nos. (2) 2-2-02:70 (por.) and (2) 2-2-02:69 (por.) in Kihei, Maui. The proposed site is located primarily on a large County park parcel and is located east (mauka) of Piilani Highway, in the vicinity of Kamalii Elementary School. The subject properties are owned by the County of Maui and Haleakala Ranch Company and access to the site will be provided from Kanani Road via Piilani Highway.

Currently, the Kihei police district office is located in a 2,400 square foot space in the Kihei Town Center, across from Kalama Park. Much of the Police Department's operations at this location is incompatible with the surrounding commercial shopping center usage. Moreover, this office does not contain adequate space to accommodate the staff and functional requirements of the Kihei police district. There are currently approximately 33 police personnel assigned to the district.

The proposed police station will be a two-story building with a total floor area of 46,934 square feet on approximately ten (10) acres of land. The facility has been designed to accommodate the functional aspects of the Kihei police district, including office, meeting, and training areas, holding cells, and record storage. The police station will be operational 24 hours a day, seven days a week. Related improvements include site grading and landscaping, installation of underground utilities, roadway access, and vehicle parking.

14. [Proposed Ohana Kai Affordable Housing Project \(EISPN\)](#)

Island: Maui
District: Wailuku
TMK: (2) 3-6-01:18 and (2) 3-6-04:03 (por.)
Applicant: MVI, LLC, 4372 West Waiola Street, Kihei, HI 96753. Jesse Spencer, 298-7708
Accepting Authority: Department of Housing and Human Concerns, County of Maui, 2200 Main Street, Suite 546, Wailuku, HI 96793. JoAnn Ridao, Deputy Director, 270-7805
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Mark Alexander Roy, Project Manager, 244-2015
Comments: EISPN pending 30-day comment. Address comments to the Applicant, with copies to the Accepting Authority, and Consultant
Permits: 201-H HRS Approval, District Boundary Amendment (Pursuant to Section 15-15-97 HAR of the State Land Use Commission Rules), Subdivision Approval, Construction, National Pollutant Discharge Elimination System (NPDES) Permits (as applicable)

The applicant (MVI, LLC) proposes the development of a residential subdivision on approximately 257 acres of land (Project District 12) in Maalaea, Maui. The subdivision would contain approximately 1,100 single-family dwellings of which 60 percent (660 units) will be provided as affordable units through a formal selection program to qualified individuals in Below Moderate to Above Moderate (81 percent to 140 percent) median income groups at sales prices set forth by the County of Maui, Department of Housing and Human Concerns' (DHHC) Affordable Sales Price Guidelines. To maintain the affordability of the remaining 40 percent (440 units) of units that would be offered for sale in accordance with market demand, the applicant will set prices for those homes at or below the upper threshold of pricing for the Gap Income (141 to 160 percent) median income group, as defined in the DHHC Affordable Sales Price Guidelines. In addition to a residential component, the project will also include a neighborhood-oriented village town center, parks, open space, as well as lands for public/quasi-public use. Onsite infrastructure improvements include water conveyance, drainage, and wastewater systems, including a new wastewater treatment facility. A private drinking water system will also be developed in conjunction with the project on an adjacent parcel of land consisting of wells, a storage tank, and related infrastructure. Implementation of the Ohana Kai Village Project is intended to ease demand for affordable housing in Maui's residential market, which is projected to increase further given population growth rates, continual in-migration trends, and the increase in non-resident investment in Maui County.

HAWAII (HRS 343)

15. [Ane Keohokalole Mid-Level Highway](#) (DEA)

Island: Hawaii
District: North Kona
TMK: Various (see Table 3-1 of the document for TMKs of properties adjacent to the proposed highway)
Proposing Agency: County of Hawaii, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, HI 96720. Warren H. W. Lee, Director, 327-3520
Approving Agency: State Department of Transportation (HDOT), 869 Punchbowl Street, Room 509, Honolulu, HI 96813. Brennon Morioka, Director, 587-2150
Consultant: Belt Collins Hawaii Ltd., 2153 North King Street, Suite 200, Honolulu, HI 96819. Lesley A. Matsumoto, 521-5361
Comments: DEA pending 30-day comment. Address comments to the Proposing Agency and Consultant
Permits: State Department of Health (DOH) – National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activities; Underground Injection Control (UIC) permit for drainage injection; State Department of Business, Economic Development and Tourism (DBEDT) – Coastal Zone Management (CZM) Federal Consistency Review; State DLNR-State Historic Preservation Division (SHPD) – Archaeological Inventory Survey, Archaeological Mitigation Plan, and Burial Treatment Plan approvals; State Department of Transportation (DOT) – permit to perform work upon State highways for any work within the Kealakehe Parkway right-of-way; and County of Hawaii Department of Public Works (DPW) – Grubbing, Grading, Excavation, and Stockpiling permits

The Ane Keohokalole Mid-Level Highway project (Proposed Action) consists of the development of a new regional roadway link and utility corridor connecting Palani Road to the south and Hina Lani Street to the north, widening of Palani Road to provide additional vehicular lanes and a utility corridor between Henry Street and Queen Kaahumanu Highway, and associated improvements within existing right-of-ways. The purpose of the Proposed Action is to improve connectivity, reduce traffic congestion, provide a multi-modal corridor, and support future regional development such as that planned by the Queen Liliuokalani Trust, the Hawaii Finance and Development Corporation, and the Department of Hawaiian Home Lands.

No significant adverse direct, indirect, or cumulative impacts from the Proposed Action would occur on the resources evaluated. The Proposed Action includes plans and designs to prevent potential significant impacts on specific resources from occurring. Such plans and designs include: preparation and implementation of archaeological mitigation plans and a burial treatment plan; distribution of Cultural Impact Assessments as part of this EA for review and comment; and use of bio-retention sites to prevent changes in groundwater quantity and quality from highway surface run-off to downgradient locations such as the anchialine ponds at Koloko-Honokohau National Historical Park. See also the [Appendix](#).

16. [Honokaa Large Capacity Cesspool Conversion](#) (DEA)

Island: Hawaii
District: Hamakua
TMK: (3) 4-5-02:60
Proposing Agency: County of Hawaii, Department of Environmental Management, 25 Aupuni Street, Hilo, HI 96720. Dora Beck, P.E., 961-8513
Approving Agency: Same
Consultant: Brown and Caldwell, 1955 Main Street, Suite 200, Wailuku, HI 96793. Craig Lekven, P.E., 244-7005
Comments: DEA pending 30-day comment. Address comments to the Proposing Agency and Consultant

Permits: Plan approval; NPDES Stormwater, Construction Dewatering, Hydrotesting; Underground Injection Control; Building, grading, excavation; Special Management Area; Fuel storage tank; Wastewater management

The County of Hawaii, Department of Environmental Management is proposing to upgrade the capacity of the existing Honokaa Wastewater Treatment Plant from 56,800 gallons per day to 200,000 gallons per day. The increased capacity is needed to treat the increased wastewater flow that will result after connecting existing properties with large capacity cesspools to the sewer system.

The existing facultative ponds at the wastewater treatment plant will be excavated and relined to provide additional treatment volume. Floating aerators and baffle curtains will be added to increase the treatment capacity. Other improvements include an upgraded headworks, plant water system, additional injection wells to increase disposal capacity, and road improvements to provide all-weather access. Electrical and telephone service will be extended to the wastewater treatment plant site. The proposed action is not anticipated to produce significant impacts to the environment.

17. Hale Piula Haina Native Forest and Bird Habitat Restoration Activities and Research Facility (DEA)

Island: Hawaii
District: North Kona
TMK: (3rd) 7-1-01:03, and 7-1-01:06 and 07
Applicant: Henk and Akemi Rogers, 1288 Ala Moana Boulevard, Honolulu, HI 96814. Ron Terry: 969-7090
Approving Agency: Department of Land and Natural Resources, Office of Coastal and Conservation Lands, P.O. Box 621, Honolulu HI 96809. Sam Lemmo: 587-0377
Consultant: Geometrician Associates, PO Box 396, Hilo HI 96721. Ron Terry, 969-7090
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, and Consultant
Permits: County Department of Public Works, Building Division Approval and Building Permit; Hawaii, Planning Department, Plan Approval; State Department of Land and Natural Resources, CDUP

Henk and Akemi Rogers are planning a program of native forest restoration and scientific research for their 2.755-acre property in the ahupuaa of Puu Waawaa. The property is located at about 4,650 feet in elevation surrounded by land under the control of DOFAW. Known as Hale Piula Haina, it was developed beginning in the mid-20th century to provide catchment water for a cattle ranch. The project will restore a diverse native forest to provide optimum habitat and food supply for native birds of Puu Waawaa, and includes demolition of the remnants of the catchment system; removal of alien plants; planting of native trees, shrubs and herbs; and advanced predator excluder fencing. Another key aspect of the project is to build a rudimentary facility for the long-term scientific study of the management of the flora and fauna for optimum bird habitat restoration. The project also involves a request for formalization of an easement route and permission for minor repairs along an existing four-wheel-drive road.

The project will be highly beneficial for native flora and fauna, and potential adverse impacts will be avoided through careful survey of the property and timing of alien species removal and construction. A fire plan is being developed to prevent wildfires and assist the State in fire suppression. Historic sites in the form of catchment system remnants are present; they are proposed for documentation prior to removal. No traditional cultural resources or practices are present on the property, and the restoration and research aspects of the project will have direct and indirect benefit to regional forest resources that are of cultural value.

18. Rueselle Change of Zone Application (FEA)

Island: Hawaii
District: Puna
TMK: (3) 1-5-14:10
Applicant: Rueselle Lewis, P.O. Box 481, Pahoa, HI 96778. 938-5384
Approving Agency: County of Hawaii, Planning Department, 101 Pauahi Street, Suite 3, Hilo, HI 96720. Bobbie Jean Leithead-Todd, 961-8288

Consultant: All Aina Services, P.O. Box 291, Laupahoehoe, HI 96764. Jennifer Rosse, 969-3882
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Change of Zone, Building Permit, Wastewater System Approval

The applicant is proposing to change the zoning on her 45,914 sq ft parcel. The current zoning is RS-15 and the proposed zoning is CV-10. The adjoining lot to the southwest is zoned CV-10 and the other adjoining lots are zoned RS-15. The applicant plans to build a preschool and meeting facility. There are no developments on the parcel. The development will include a preschool classroom, meeting facility, and separate storage and bathroom facilities for each in a single-level building of approximately 2,200 sq ft. It is anticipated that enrollment will be full, based on the availability of preschool facilities in the area. The maximum enrollment for a center this size is 20 children, requiring a staff of 5 teachers. The meeting facility will be available to the community for various events. The applicant owns a 20 foot wide road and utility easement through TMK (3) 1-5-14:23, to a county-owned roadway. This roadway is considered a homestead paper road and is currently an unimproved 30 ft roadway and is not paved. The County of Hawaii Department of Public Works has provided standards for improving this road. Parking will be provided on site. In accordance with the Zoning Code, 11 parking spaces are required. There will be additional spaces for the meeting facility. There is also a covered loading and unloading area in front of the building, with space for 2 vehicles. No sensitive biological, archaeological or cultural resources are present on the parcel. The proposed project will not have any significant direct, indirect, secondary or cumulative impacts on the physical or human environments.

19. [Fire Administration Support Complex \(FEA\)](#)

Island: Hawaii
District: South Hilo
TMK: (3) 2-4-01:176 & 178 (previously parcel 168 [Portion])
Proposing Agency: County of Hawaii, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, HI 96720-4224. Phone: 961-8331; Fax: 961-8410
Approving Agency: Same
Consultant: M&E Pacific, Inc. (now AECOM Pacific, Inc.), Davies Pacific Center, 841 Bishop Street, Suite 1900, Honolulu, HI 96813. Michael Nishimura, Project Manager, Phone: 521-3051; Fax: 524-0246
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: County of Hawaii, Planning Department: Special Permit

This project proposes the construction of a Fire Administration Support Complex to serve as the main, centralized base of operations for the County of Hawaii Fire Department for the area. The first phase of the proposed complex, anticipated for construction commencement in late-2009, includes a Fire Administration Building, Emergency Dispatch Building, site infrastructure utilities, paved parking area, and paved access roadway within a 50'-wide right of way (ROW) on the eastern boundary of the site. Future phases will involve construction of a Fire Preparation & Training Building, parking, an open training area, and a court yard area. The master plan development also includes a museum, covered training area, warehouse, and fire station; however, the specifics of these facilities have not been finalized. Site lighting, potable water, sewer, electrical service, telecommunications, and other miscellaneous fencing, signage, grading and drainage will be included in the design as required. The facilities will be designed to be ADA accessible. The proposed project will centralize the administrative units, emergency dispatch, and personnel training for the Fire Department. A radio tower may also be required for use by the emergency dispatch.

CONSERVATION DISTRICT USE PERMITS

Pursuant to HAR §13-5, persons interested in commenting on the following Conservation District Use Application (Departmental Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determinations on Conservation District Use Applications must submit requests to DLNR that include the following information:

1. Name and address of the requestor;
2. The permit for which the requestor would like to receive notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to: State Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI 96809. DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information, contact Kimberly Tiger Mills of our Office of Conservation and Coastal Lands staff at 587-0382.

Temporary Structures and Related Infrastructure Improvements at Kulani Correctional Facility

File No.: CDUA HA-3517
Applicant: State Department of Accounting and General Services
Location: Waiakea, South Hilo, Hawaii
TMK: 3-2-4-08:09
Proposed Action: Temporary Structures and Related Infrastructure Improvements at Kulani Correctional Facility
343, HRS determination: FEA was published in OEQC's Environmental Notice on Nov. 8, 2008, and the State Department of Accounting and General Services was the approving agency
Applicant's Contact: Ernest Y.W. Lau, 586-0526

SPECIAL MANAGEMENT AREA (CHAPTER 25, REVISED ORDINANCES OF HONOLULU)

New Business Services Shop (FEA)

Island: Oahu
District: Honolulu
TMK: 9-8-21:42
Applicant: PB & Ches, LLC, 98-814 Olena Street, Pearl City, HI 96701. Patricia Borengasser, 227-9100
Approving Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, HI 96813. Lin Wong, 768-8033
Consultant: Patrick Seguirant, 91-1030 Kaihi Street, Ewa Beach, HI 96706. 683-4477
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Special Management Area Permit (Major)

The applicant proposes to demolish an existing building formerly used as a fast food and Korean/Japanese food restaurant, and construct a new two-story, 2,600-square-foot commercial building with a 7-stall parking lot and appurtenant site improvements. The new building will house an establishment that provides business services, such as minor printing, foil stamping, die cutting, folding and binding services, to other business establishments.

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.

Honolulu Harbor Pier 21 Repairs, Oahu

Applicant: State of Hawaii Department of Transportation, Harbors Division
Contact: Arnold Fukumoto, 587-1875
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Honolulu Harbor Pier 21, Oahu
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: The applicant proposes to stabilize a bottom slope, repair subsidence of landward sections of a pier, and demolish a finger pier at Pier 21 in Honolulu Harbor. The work would involve the demolition of an unstable concrete finger pier, installing a new concrete filled fabric revetment mat (150-feet x 25-feet x 6-inches), driving 175 linear feet of new steel sheet piling landward of the existing steel sheet piling, and performing subsidence repairs by removing 350 cubic yards of sub-grade material landward of the new bulkhead. No discharge of dredged or fill material will be involved.
Comments Due: July 7, 2009

Ala Wai Canal Sewer Force Main Crossing, Waikiki, Oahu

Applicant: City & County of Honolulu Department of Design & Construction
Contact: Chester Koga, R. M. Towill Corporation, 832-1133
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Ala Wai Canal, between Ala Moana Blvd. and Seaside Ave.
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: Install 5,800 lineal feet of new 72-inch sewer force main beneath Ala Wai Canal using micro-tunneling. The project also involves removing the existing temporary by-pass force main that was installed when the Beach Walk force main failed in June 2006. Two temporary canoe docks will be installed on the mauka bank of the Ala Wai Canal to provide recreational access to the Canal.
Comments Due: July 7, 2009

Replace Makaha Bridges No. 3 & No. 3A, Farrington Hwy., Makaha, Oahu

Applicant: State of Hawaii Department of Transportation, Highways Division
Contact: Brian Takeda, R.M. Towill Corporation, 842-1133
Federal Action: Federal Funding and Federal Permit
Federal Agency: Federal Highway Administration (FHWA), U.S. Army Corps of Engineers
Location: Farrington Hwy. at West Makaha Stream (Bridge 3A) and Makaha Stream (Bridge 3), Oahu
TMK: (1) 8-4-2:47 to 8-4-10:12
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: Use federal funds from the FHWA to replace two existing wooden bridges along Farrington Highway, Makaha Bridges No. 3 and No. 3A, with new concrete bridges. Both bridges have been classified as obsolete and require replacement. The replacement bridges will increase the travel widths to 12-foot wide lanes in each direction and 10-foot wide shoulders to accommodate pedestrians and bicyclists. The project will require construction of a temporary by-pass road and temporary stream crossings. The by-pass road and connector with Kili Drive will be located along the makai edge of the Farrington Hwy. right-of-way. The project also requires a permit from the U.S. Army Corps of Engineers. The applicant has applied for authorization under the Corps of Engineers Nationwide Permits No. 14 - Linear Transportation Projects and No. 33 - Temporary Construction, Access, and Dewatering. These two Nationwide Permits were previously issued general CZM consistency concurrences on May 11, 2007.
Comments Due: July 7, 2009

Modification of Department of the Navy De Minimis Activities under the Coastal Zone Management Act

Federal Action: Federal Agency Activity
Federal Agency: Department of the Navy
Contact: Brian Yamada, 472-1449

Location: Pearl Harbor Naval Complex, Naval Magazine Lualualei, and Naval Communications and Telecommunications Area Master Station Pacific, Marine Corps Base Hawaii Kaneohe Bay, and Camp Smith, Oahu; Pacific Missile Range Facility, Kauai; and all associated installations/facilities/equipment located outside of these Navy properties.

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

Proposed Action: The Navy is proposing to modify its current list of de minimis activities under the Coastal Zone Management Act. De minimis activities are activities that occur within federally excluded areas (areas not within the Hawaii coastal zone management area) and are expected to have insignificant direct or indirect (cumulative and secondary) coastal effects. The original de minimis list was previously approved by the CZM Program on April 2, 2007. The proposed modifications include: adding Marine Corps Base Hawaii Kaneohe Bay and Camp Smith to the areas covered by the de minimis list; removing the "Historic Buildings" category; changing "Integrated Natural Resources Management Plan implementation actions" to "Environmental Management Activities" to broaden the activities covered; adding "Towers", such as communication towers; adding "Alternative Energy Research" activities, structures and equipment; and adding "Army Corps Nationwide Permits" for those activities eligible for authorization under the nationwide permit program. All activities must conform to established mitigation measures and conditions.

Comments Due: July 7, 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
Hawaii: North Kohala (5-2-7:4, 15, 16, 17, 18 and 19; 5-3-7:28, 29, 30 and 31)	Consolidation and Resubdivision of Ten Lots into Eight Lots and One Roadway Lot (SMM 09-106)	Pacific Plains Company, LLC
Hawaii: Puna (1-6-1:3)	Coastal Habitat Restoration/Red Mangrove Eradication (SMM 09-111)	Ann Kobsa and Rene Siracusa for Malama O Puna
Hawaii: South Kohala (6-9-1:2; 6-9-6:3)	Install Educational Signs (SMM 09-112)	Charles Wiggins
Hawaii: Hamakua (4-5-2:60)	Placement of Excavation Material into an Abandoned Settling Pond (SMM 09-113)	County of Hawaii, Dept of Environmental Management
Kauai: Kilauea (5-3-5:9)	Build Residential Storage Unit (SMA(M)-2009-10)	Kevin Paik
Maui: (2-7-4:38)	Grade & Clear for Gravel Road/Resubdiv (SM2 20090036)	Anderson, Michael
Maui: (4-5-4:40)	Run Phone, Cable, Elec. Underground (SM2 20090037)	Ondatoe, Chris
Maui: (3-8-2:100)	Install Water Well (SM2 20090038)	Wayne Arakaki Engineer
Maui: Kihei (3-9-2:105-108)	Fill, Grade & Level (SM2 20090039, SM2 20090040)	Ilin, Sava

Shoreline Notices - 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-1304	6/5/09	Portion of Sand Island State Recreational Area situate at Mokauea and Kaholaloa, Honolulu, Oahu Address: 10 Sand Island Access Road Purpose: SMA use permit application	Ace Land Surveying, LLC/ State of Hawaii Division of State Parks	1-5-41:06
OA-1305	6/5/09	Parcel 1 Maili Stream and Tributaries, Line M-4 situate at Lualualei, Waianae, Oahu Address: Farrington Highway Purpose: Construction within setback area	ControlPoint Surveying, Inc./ State of Hawaii	8-7-05:04
OA-1306	6/10/09	Lot 1-A-31 as shown on Map 40 of Land Court Application 1089 situate at Kamananui, Waialua, Oahu Address: 67-239 Kahaone Loop Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Manoa Rental Management LLC	6-7-15:49
MA-434	6/10/09	Parcel 7-A, Portion Parcel 8-A and Portion Remnant 4 as shown on F.A.P. No. 30-A being a portion of Grant 4973 to Walter M. Giffard situate at Olowalu, Lahaina, Maui Address: Honoapiilani Highway Purpose: SMA application	ControlPoint Surveying, Inc./ State of Hawaii	4-8-03:06 (por.)
MA-435	6/10/09	Lot 14 of Kapalua Place (File Plan 1956) being a portion of R.P. 2236, L.C. Aw. 8522-B Apana 1 to Kale Davis situate at Honokahua, Lahaina, Maui Address: Lower Honoapiilani Road Purpose: Planning for the future use of adjoining parcel	Warren S. Unemori Engineering, Inc./ Maui Land and Pineapple Company, Inc.	4-2-04:10 (por.)
HA-405	6/2/09	Kona Bali Kai Condominium on Parcel Number Four situate at North Kona, Island of Hawaii Address: 76-6246 Alii Drive Purpose: Shoreline certification	Michael Sweere/ Kona Bali Kai AOA	7-6-15:23
HA-406	6/13/09	R.P. 6598, L.C. Aw. 8566, Ap. 1 to Kamanuwai situate at Honomalino, South Kona, Hawaii Address: None assigned Purpose: Obtain building permits	Wes Thomas Associates/ George A. Schattauer Trust	8-9-05:03

Shoreline Notices - 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
MA-428	Proposed Shoreline Certification	Lot 59-C of the Makena Beach Lots Being a portion of Land Commission Award 11,216, Apana 21 to M. Kekauonohi situate at Honuaua, Makawao, Maui Address: 4452 Makena Road Purpose: Building permit	Akamai Land Surveying, Inc./ RODAT Irrevocable Trust	2-1-11:09

MA-429	Proposed Shoreline Certification	Royal Patent 6140, Land Commission Award 6510:U, Apana 2 Wahiloa situate at Hanawana 2, Hamakualoa, Makawao, Maui Address: Hana Highway Purpose: Building permit, setback purposes, SMA permitting process	Newcomer-Lee Land Surveyors, Inc./ Keith & Bonnie Douglas	2-9-11:18 (por.)
HA-398	Proposed Shoreline Certification	Portion of Spencer Park (Governor's Executive Order No. 729) being a portion of R.P. 1666, L.C. Aw. 8515, Ap. 1 to Keoni Ana situate at Kawaihae 2nd, Waimea, South Kohala, Island of Hawaii Address: 62-3461 Kawaihae Road Purpose: Obtain setback variance permit	Wes Thomas Associates/ County of Hawaii Department of Parks and Recreation	6-2-02:08
KA-325	Proposed Shoreline Certification	Lot 2-C as shown on Map 10 of Land Court Application 956 situate at Koloa, Kona, Kauai Address: 2179 Hoone Road Purpose: Setback determination	Ronald J. Wagner/ James Carl Hoselton	2-8-17:05
HA-394	Rejection	Lot 29 of Kona Bay Estates (File Plan 1813) Being a Portion of R.P. 7456, L.C. Aw. 8559-B, Ap. 11 to William Lunalilo and Lot 68 as shown on Map 9 of Land Court Application 1319 situate at Lanihau Iki and Lanihau Nui, North Kona, Island of Hawaii Address: Lot 40, Kona Bay Drive Purpose: Establish Building Options	Pattison Land Surveying Inc./ Clark Realty Corporation	7-7-05:40
KA-319	Rejection	Lot 111 Haena Hui Lands being a portion of R.P. 3596 L.C. Aw. 10613, Ap. 6 to A. Paki, situate at Haena, Halelea, Kauai Address: Kuhio Highway Purpose: Residential building permit	Wagner Engineering Services, Inc./ David Morrow	5-9-03:45

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 Department of Health.

Branch Permit Type	Applicant & Permit Number	Project Location	Date	Proposed Use
Clean Air Branch, 586-4200, Covered Source Permit	AES Hawaii, Inc. CSP No. 0087-02-C Renewal Application	Located at: 91-086 Kaomi Loop Campbell Industrial Park Kapolei, Oahu	Comments Due: 6/29/09	203 MW Coal-Fired Cogeneration Plant
Clean Air Branch, 586-4200, Covered Source Permit	West Oahu Aggregate Company, Inc. CSP No. 0041-01-CT Renewal Application	Located at: Various Temporary Sites, State of Hawaii	Comments Due: 7/10/09	450 TPH Portable Stone Processing Plant with One (1) Diesel Engine, and 500 TPH Portable Screening Plant

Clean Air Branch, 586-4200, NonCovered Source Permit	Pharm East Hawaii, Inc. NSP No. 0591-01-N Modification Application	Located at: 16-266 East Kipimana Street, Keaau, Hawaii	Issued: 6/8/09	One (1) 50 BHP Bryan Boiler
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawaii Health Systems Corporation (Kauai Veterans Memorial Hospital) NSP No. 0279-01-N Renewal Application	Located at: 4643 Waimea Canyon Drive, Waimea, Kauai	Issued: 6/10/09	One (1) 200 lb/hr Pathological Waste Incinerator and One (1) 434 Bhp Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Delta Construction Corporation CSP No. 0696-01-CT Initial Application	Located at: 599,781E / 2,365,217N (NAD-83) Waipahu, Oahu	Comments Due: 7/10/09	455 TPH Mobile Cone Crusher with 440 BHP Diesel Engine

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 (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 and it determines that the project will have no significant effect on the environment, 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 (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 (or their designated representative) is the accepting authority. Only after the FEIS 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 and any amendments shall be submitted to the Council for review and concurrence. 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).