



The Environmental Notice

August 23, 2009

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The Environmental Notice 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 the Office of Environmental Quality Control's website. If you would like to be notified when it is updated, send us your email address and we'll put you on our mailing list.

Katherine Puana Kealoha, Esq., Director · Office of Environmental Quality Control · 235 South Beretania Street, Suite 702 · Honolulu, HI 96813
 Tel: 586-4185 · Fax: 586-4186 · Email: oeqc@doh.hawaii.gov · Website: <http://hawaii.gov/health/environmental/oeqc/index.html/>
 Toll Free: Kauai: 274-3141 ext. 64185 · Maui: 984-2400 ext. 64185 · Molokai/Lanai: 1-800-468-4644 ext. 64185 · Hawaii: 974-4000 ext. 64185

KAUAI (HRS 343)

1. [Koloa-Poipu Regional Wastewater Reclamation Facility \(DEIS\)](#)

Island: Kauai
District: Koloa
TMK: Portions of (4) 2-08-04, 2-08-08, 2-08-09, 2-08-11, 2-08-14, 2-08-22, and 2-09-01
Applicant: HOH Utilities, LLC, 3560 Koloa Road, Kalaheo, HI 96741. Ian Kagimoto, P.E., 742-9784
Accepting Authority: County of Kauai, Planning Department, 4444 Rice Street, Suite 473, Lihue, HI 96766. Ian Costa, Director, 241-6677
Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. Ronald Sato, AICP, 946-2277
Comments: DEIS 45-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Accepting Authority and Consultant
Permits: NPDES Permit for Construction Activity, Dewatering, and Hydrotesting, Noise, Air Quality, Underground Injection Control (UIC), Wastewater Management Plan, Use of Recycled Water for Irrigation Permit; Chapter 6E, HRS Historic Preservation; Coastal Zone Management (CZM) Program Consistency Review; Special Permit, Use, Class IV Zoning; Road, Grading/Grubbing, Building, Excavation, Plan Approval; Water and Water System Requirements, Water Connection Approval; Utility Companies - Utility Service Requirements, Work on Utility Lines

HOH Utilities, LLC is the Applicant proposing to develop a privately-owned and operated regional WRF and associated wastewater collection system in the Koloa-Poipu region on the south shore of the Island of Kauai. The WRF will be constructed on approximately 3 acres of the former Koloa Mill site and its service area will encompass the communities of Koloa Town, Poipu, and Kukuiula. Treated effluent will be of the highest quality (R-1) and safe for re-use.

The collection system will be comprised of three components identified as: 1) Koloa Collection System, which will serve several existing and planned developments within the Koloa Town area; 2) Poipu Collection System, which will serve several existing and planned developments within the Poipu area; and 3) Eastern Collection System, which will serve the Poipu Bay Golf Course area. Appurtenant features of the collection system will include new wastewater pump stations and gravity and force mains.

The project will have positive environmental effects associated with improved water quality resulting from the removal of packaged treatment plants and large capacity cesspools serving existing developments. The project will have no significant impacts associated with historic and archaeological resources, endemic and endangered species that may be in the area, effects on other natural resources, and existing infrastructure facilities. These impacts are addressed in the Draft EIS.

OAHU (HRS 343)

2. [Kawela Stream Bridge Replacement \(FEA\)](#)

Island: Oahu
District: Koolauloa
TMK: 5-7-01:21 (por); 5-7-06:22 (por)
Proposing Agency: State Department of Transportation, Highways Division, 869 Punchbowl Street, Honolulu, HI 96817. Glenn M. Yasui, Administrator, 587-2220
Approving Agency: Same
Consultant: AECOM Technical Services, Inc., 841 Bishop Street, Suite 500, Honolulu, HI 96813. Tanya Copeland, 356-5323
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: NPDES General Permit(s); CZM; SMA Major; Grading

The State Department of Transportation (DOT) proposes to replace the existing Kawela Stream Bridge located on Kamehameha Highway, in the District of Koolauloa, Oahu. The purpose of the proposed action is to replace the existing Kawela Stream Bridge, constructed in 1931, with a new structure that would meet current DOT and the American Association of State Highway and Transportation Officials (AASHTO) design standards, including seismic design criteria and current vehicular daily loading criteria. The bridge would also be widened to allow for shoulders in both directions of travel. The incorporation of current design criteria into the replacement bridge would significantly improve the overall safety and longevity of the bridge for motorists and pedestrians.

The replacement bridge would be 40-foot (ft.) wide and 44-ft. long (abutment to abutment), providing for two 12-ft. vehicular travel lanes and 8-ft. paved shoulders in both directions of travel. A temporary bypass bridge and detour road would be constructed mauka of the existing road during bridge replacement, and would be demolished upon project completion. Only short-term construction-related impacts are anticipated from implementation of the proposed action. These impacts would be mitigated through implementation of site-specific construction best management practices. No significant adverse impacts are anticipated. Based on the improvements to the bridge, only beneficial long-term impacts are anticipated.

3. [Renovation to the Park Shore Waikiki Hotel \(FEA\)](#)

Island: Oahu
District: Honolulu
TMK: 2-6-27:34, 45 and 49
Applicant: Sasada International, LLC, Park Shore Waikiki Hotel, 2586 Kalakaua Avenue, Honolulu, HI 96815. Hiroshi Tanaka, 979-2801
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, HI 96813. Joyce Shoji, 768-8032
Consultant: Philip K. White and Associates, 40 South School Street, Honolulu, HI 96813. Craig Collado, 596-0260
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Special Management Area Use Permit (SMP) Major, Special District Permit (Minor), Demolition, Building

The project involves exterior, architectural and landscaping improvements to the Park Shore Waikiki Hotel. Ground level improvements include new surface treatments fronting Kapahulu and Kalakaua Avenues, additional landscaping, new signs and canopies. Improvements to the third floor pool deck includes resurfacing with stone, landscaping with native plants and water features, a new spa and a new trellised bar. Glass railings and planters will surround the pool deck.

The building will be repainted. Finish materials, colors, landscaping and the design of the canopies will promote a Hawaiian sense of place. A new elevator and stairs will be introduced to bring the existing building up to compliance with the Americans with Disabilities Act. The improvements will strive to meet the standards of the U.S. Green Building Council, and be Leadership in Energy and Environmental Design (LEED) certified.

MAUI (HRS 343)

4. [Proposed Construction of an Aircraft Hangar at Hana Airport \(FEA\)](#)

Island: Maui
District: Hana
TMK: (1)-3-03-22-000 (por.)
Applicant: Hang Gliding Maui, 32 Kuukama Street, Kahului, HI 96732. Armin Engert, President, 572-6557
Approving Agency: State Department of Transportation, Airports Division, Honolulu International Airport, 400 Rodgers Boulevard, Ste. 700, Honolulu, HI 96819-1880
Consultant: Jon A. Sakamoto, 746 Makawao Ave., Makawao, HI 96768. 572-7520
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Lease Approval; SMA

Current research, consultation and previous studies performed at the airport, confirm there are no rare, threatened or endangered flora or fauna on the property nor are there any recorded archaeological or cultural resources within the construction site. A review of FEMA data concludes that the property is not located in a flood hazard zone and inspections conducted at the location substantiate the absence of any streams, ponds, wetlands or surface water features. With the exception of additional vehicle traffic in the neighboring agricultural subdivision during construction, there should be no negative impact to the community. It should be mentioned that building structures at the airfield are limited, and the applicant has stated that he would make his hangar available to support emergency operations, should the need arise during catastrophic events. The applicant's activities are consistent with the purposes for which the airport was designed. All of the inquiries made within the community, other tenants of the airport and the Airports Division, have been positive.

HAWAII (HRS 343)

5. [Proposed Astronaut Ellison S. Onizuka Space Center at Keahole, North Kona](#) (DEA)

Island: Hawaii
District: North Kona
TMK: (3) 7-3-43:03 (por.)
Proposing Agency: State Department of Transportation, Airports Division, 400 Rodgers Boulevard, Suite 700, Honolulu, HI 96819-1880. Kevin Funasaki, 838-8828
Approving Agency: Same
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Mich Hirano, AICP, Principal, 244-2015
Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant
Permits: Grading Permit, NPDES and Building Permit

The State Department of Transportation, Airports Division (DOT-A) proposes to construct a new Astronaut Ellison S. Onizuka Space Center at Tax Map Key Number (3) 7-3-043:03 (por.) in Keahole, North Kona, Hawaii. The proposed Onizuka Space Center will be located on Kona International Airport property south of Keahole Street, which is the primary access roadway to the airport. The Astronaut Ellison S. Onizuka Space Center will permanently replace the current Astronaut Ellison S. Onizuka Space Center located in front of the airport terminal building, which will be improved for other uses in the near future.

The proposed Astronaut Ellison S. Onizuka Space Center will initially occupy approximately 7,335 square feet (with future expansion of less than 2,000 square feet) on a site that is approximately two (2) acres in size. The facility's primary access will be from Keahole Street. The proposed project will also include related supporting infrastructure, bus and visitor parking, and site landscaping. The purpose of the Astronaut Ellison S. Onizuka Space Center is to memorialize NASA astronaut Ellison S. Onizuka, to promote the advancement of space exploration, and provide an educational resource to supplement the Grade 4 Natural Science curriculum.

6. [Olaa Production Well & Reservoir](#) (FEA)

Island: Hawaii
District: Puna
TMK: 1-8-01:45 & 50, 1-6-03:87, 1-7-06:33, and 1-8-08:18
Proposing Agency: Department of Water Supply, County of Hawaii, 345 Kekuanaoa Street, Suite 20, Hilo, HI 96720. Milton Pavao, 961-8050
Approving Agency: Same
Consultant: Planning Solutions, Inc., 210 Ward Avenue, Suite 330, Honolulu, HI 96814. Perry White, 550-4483
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Plan Approval, Construction Noise Variance, Building, Highway Construction, Pump Installation, Certification of Well for Drinking Water Use, General NPDES Construction (NOI-C) Coverage

The County of Hawaii Department of Water Supply (DWS) proposes to convert an existing exploratory well on its Olaa #6 site into a production well and to construct a new 1.0 million gallon (MG) reservoir at the site. The project includes construction of a control building, remote communications equipment, and associated control valves. A 0.05 MG tank and support equipment will be demolished. Remote control systems will be added at Olaa Site #3, #4, and #5 and at Mountain View Site #1. The project will provide a new source of potable water, increase the reliability of the Olaa Water System, and allow remote control of the facilities from the Hilo base yard.

DWS has concluded that the project would not have substantial adverse impacts on the environment. It proposes to mitigate short-term construction impacts on nearby residents by requiring the selected contractor to incorporate mitigation measures in its work program. The project would not produce significant secondary impacts. It is not designed to foster population growth or to promote economic development. Instead, it will only support development already envisioned by the *County of Hawaii General Plan*. Consequently, DWS is issuing a Finding of No Significant Impact (FONSI) for the project.

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 (HRS 205A). 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.

2009-10 Main Hawaiian Islands Bottomfish Total Allowable Catch

Federal Action: Federal Agency Activity

Federal Agency: National Marine Fisheries Service (NMFS)

Contact: Jarad Makaiau, 944-2108

Location: Main Hawaiian Islands

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

Proposed Action: NMFS is proposing to specify a Total Allowable Catch (TAC) for the non-commercial and commercial bottom fisheries in the main Hawaiian Islands for the 2009-10 fishing year. The proposed TAC is for 254,050 pounds of Hawaii's restricted bottomfish (Deep 7 bottomfish). Both the non-commercial and commercial bottom fisheries in the main Hawaiian Islands would be closed once the TAC is reached. In recommending the 2009-10 TAC, the Western Pacific Fishery Management Council intended to balance fishing opportunities for Hawaii's bottomfish fishermen while continuing to end localized depletion by reducing fishing related bottomfish mortality in the main Hawaiian Islands.

Comments Due: September 8, 2009

Hawaii Belt Road Earthquake Repairs, Hawaii

Applicant: State Department of Transportation, Highways Division

Contact: Malie Espin, Parsons Brinkerhoff, 566-2266

Federal Action: Federal Funding

Federal Agency: Federal Highway Administration (FHWA)

Location: Various locations along Hawaii Belt Road

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

Proposed Action: Use federal funds from the FHWA to repair earthquake damages along Hawaii Belt Road. The repair work will primarily consist of installing various types of rock-fall protection such as draped wire mesh, anchored wire mesh, impact fence, and rock scaling (removal of rock outcrops). Pavement reconstruction will also occur at various locations.

Comments Due: September 8, 2009

Kuhio Highway Widening Improvements, Kauai

Applicant: State Department of Transportation, Highways Division
Contact: Laura Mau, Wilson Okamoto Corporation, 946-2277
Federal Action: Federal Funding
Federal Agency: Federal Highway Administration (FHWA)
Location: Between Temporary Kapaa Bypass Road and Kuamoo Road, Kawaihau District
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: Use federal funds from the FHWA to construct widening improvements to Kuhio Highway along an approximately 0.65-mile section, between the Temporary Kapaa Bypass Road and Kuamoo Road. The proposal involves widening Kuhio Highway on the southbound side from three to four lanes. Other accessory improvements are also planned, such as extending the existing right-turn storage land on Kuamoo Road and relocating existing overhead utility lines underground.

Comments Due: September 8, 2009

Special Management Area (SMA) Minor Permits

The following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency (HRS §205A-30). For more information, 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: Kakaako (2-1-60: 07) | Demolition and Removal of an Existing Comfort Station Building and Repair to Park Components (SMA/09-5) | Hawaii Community Development Authority/Austin Tsutsumi & Associates, Inc. |
| Oahu: Kewalo Basin Park (2-1-58: 01 por) | Kewalo Basin Park Improvement and Repair (SMA/09-6) | Hawaii Community Development Authority/Austin Tsutsumi & Associates, Inc. |
| Hawaii: North Kona (7-5-20: 07) | Re-surfacing and Re-striping of Parking Lot (SMM 09-120) | Patricia A. Chung for AOA Casa de Emdeko |
| Kauai: Hanalei (5-4-04: 55) | Install Private Utility Lines to Existing Dwelling (SMA(M)-2010-1) | Randall Osakoda |
| Maui: Maalaea (3-6-01-31) | Rock Wall, Irrigation (SM2 20080071) | McGovern, Rick |
| Maui: (2-8-04-76) | Second Farm Dwelling/Covered & Open Porch (SM2 20090053) | Pitts, Jason |
| Maui: (2-8-11-19) | Photo Voltaic System (SM2 20090054) | Lange, Linda |

Shoreline Notices - Certification Applications

The following shoreline certification applications (HRS §205A-42 and HAR §13-222-12) are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and in Honolulu, 1151 Punchbowl Street, Room 220, (ph. 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-1312 | 7/24/09 | Lot 12 (Map 1) of Land Court Consolidation 211 situate at Kaunala, Koolauloa, Oahu Address: 58-175 Napoonala Place Purpose: Shoreline setback determination | Engineers Surveyors Hawaii/ Shane Szocs | 5-8-06:42 |

| | | | | |
|---------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|----------------|
| OA-1313 | 7/24/09 | Lot A DPP File No. 2004/Sub-26 Formerly Lots 326 and 329 Land Court Application 616 situate at Kailua, Koolaupoko, Oahu Address: 1586 Mokulua Drive Purpose: Shoreline variance application | Walter P. Thompson, Inc./ Ethan Topper | 4-3-01:12 & 13 |
| OA-1314 | 8/4/09 | Lot 1, Section C Kawaihoa Beach Lots situate at Kawaihoa, Waialua, Oahu Address:61-507 Kamehameha Highway Purpose: Building permit | Walter P. Thompson, Inc./ Lorna Jensen | 6-1-08:22 |
| OA-1315 | 8/10/09 | Parcel A Portion of R.P. 2117, L.C. Aw. 7707, Ap. 5 to Kohale situate at Kaalaea, Koolaupoko, Oahu Address: 47-775 Kamehameha Highway Purpose: Establish building setback | Natalie Imata/ Basil Gomez, Donna Marron | 4-7-16:60 |
| OA-1316 | 8/10/09 | Portion of Lot 1946-A Land Court Application 1100 (Map 231) situate at Heeia, Koolaupoko, Oahu Address: 47-004 Ipuka Street Purpose: Establish building setback | Natalie Imata/ Trustees of the Estate of Bernice Pauahi Bishop | 4-6-05:01 |
| OA-1317 | 8/11/09 | Lot 21 of Lae-O-Niu Tract, being a portion of R.P. 52. L.C. Aw. 802 to Alexander Adams situate at Niu, Honolulu, Oahu Address: 64 Niu Iki Circle Purpose: Building permit | Kenn Nishihira/ Naniwa Shoji Co. Ltd. | 3-7-02:50 |
| HA-410 | 7/27/09 | Lot B as shown on Map 1 of Land Court Application 1612 situate at Kahului 1st, North Kona, Island of Hawaii Address: 75-5952 Alii Drive Purpose: Building permit | Wes Thomas Associates/ Gilbert Gonzales, Thomas & Cynthia Lullo | 7-5-19:27 |
| HA-411 | 7/30/09 | Lot 26 of Puako Beach Lots (H.T.S. 414-A) being the whole of Grant S-13,739 to William J. Payne situate at Lalamilo, Waimea, South Kohala, Island of Hawaii Address: 69-1878 Puako Beach Drive Purpose: Building permit | Wes Thomas Associates/ Doris Scharpf Trust | 6-9-05:01 |

Shoreline Notices - Certifications and Rejections

The following shorelines have been proposed for certification or rejection by DLNR (HRS §205A-42 and HAR §13-222-26). Any person or agency wishing to appeal shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of the public notice. 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-1282 | Proposed Shoreline Certification | Lots 1 and 2 of Evershine VIII Tract File Plan 2271 and Lot 4-A of the Subdivision of Lot 4 and Lot 5 of Portlock Road Subdivision No. 2 File Plan 2193 situate at Maunaloa, Honolulu, Oahu Address: 525, 535 and 567 Portlock Rd Purpose: Building permit | Sam O. Hirota, Inc./ Evershine VIII L.P. c/o Evershine Group | 3-9-26:44, 45, 47 & 48 |
| OA-1306 | Proposed Shoreline Certification | 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 |

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|---------|----------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|----------------|
| OA-1309 | Proposed Shoreline Certification | Lot 338 Land Court Application 323 as shown on Map 196 situate at Kailua, Koolaupoko, Oahu Address: 280 Kalaheo Ave. Purpose: Obtain building permit | Wesley T. Tengan/ Kalama Beach Community Center-Kalama Community Trust | 4-3-16:06 |
| MA-435 | Proposed Shoreline Certification | 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 |
| MA-436 | Proposed Shoreline Certification | Lot 6 Hale Malia Subdivision being a portion of R.P. 6384, L.C. Aw. 4240, Ap. 3 to Kau situate at Alaeloa, Lahaina, Maui Address: 11 Hale Malia Place Purpose: Determine shoreline setback | R.T. Tanaka Engineers, Inc./ Marcia Lucas | 4-3-03:96 |
| KA-329 | Proposed Shoreline Certification | Portion of Government Land of Anahola and Aliomanu Road situate at Anahola, Kawaihau, Kauai Address: Aliomanu Road Purpose: Reconstruction | Esaki Surveying and Mapping, Inc./ County of Kauai | 4-8-18:28 & 29 |
| KA-332 | Proposed Shoreline Certification | Portion of Kapaa Park, Executive Order 1187 and Portion of Parcel 9 Abandoned Right of Way Exec. Ord. 2887 C.S.F. 18070 situate at Kapaa, Kawaihau, Kauai Address: N/A Purpose: Repair/ reconstruction | Esaki Surveying and Mapping, Inc./ County of Kauai | 4-5-07:01 |

POLLUTION CONTROL PERMITS

Department of Health Permits

The following is a list of some pollution control permits currently before the State Department of Health (HRS 342B and HAR §11-60.1). For more information, please contact the number given.

| Branch Permit Type | Applicant and Permit Number | Project Location | Date | Proposed Use |
|------------------------------------------------------|--------------------------------------------------------------------------------------------------|---------------------------------------------------------|--------------------|------------------------------------------------------------------------------------------------------------------------|
| Clean Air Branch, 586-4200, NonCovered Source Permit | Hilo Medical Center NSP No. 0351-01-N Application for Renewal and Modification No. 0351-04 | Located at: 1190 Waianuenue Avenue Hilo, Hawaii | Issued: 7/31/09 | One (1) 150 HP Boiler, One (1) 200 HP Boiler, and Two (2) 365 kW Diesel Engine Generators with Heat Recovery Silencers |
| Clean Air Branch, 586-4200, Covered Source Permit | Hamakua Energy Partners, L.P. CSP No. 0243-01-C Renewal Application No. 0243-03 | Located at: Hamakua Sugar Mill Haina, Hawaii | Issued: 8/3/09 | 65 MW Cogeneration Facility |
| Clean Air Branch, 586-4200, NonCovered Source Permit | Chamberlain Excavation NSP No. 0716-01-NT Initial Application No. 0716-01 | Located at: Various Temporary Sites, State of Hawaii | Issued: 8/7/09 | One (1) 100 TPH Tub Grinder with One (1) 400 TPH Diesel Engine |

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|---------------------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|--------------------|--------------------------|
| Clean Air Branch, 586-4200, NonCovered Source Permit | Mycogen Seeds NSP No. 0720-01-N Initial Application No. 0720-01 | Located at: 1 Kaumakani Avenue, Kaumakani, Kauai | Issued: 8/7/09 | Seed Processing Facility |
| Clean Air Branch, 586-4200, NonCovered Source Permit | Meadow Gold Dairies, Inc NSP No. 0401-01-N Renewal Application No. 0401-01-N | Located at: 910 Sheridan Street Honolulu, Oahu | Issued: 8/11/09 | Two (2) 150 hp Boilers |

OTHER NOTICES

Total Maximum Daily Load - North and South Forks of Kaukonahua Stream, above Wahiawa Reservoir/Lake Wilson, Oahu

The Department of Health Environmental Health Administration would like to remind readers of *The Environmental Notice* about the current public review and comment period for a proposed water quality decision affecting the North and South Forks of Kaukonahua Stream, above Wahiawa Reservoir/Lake Wilson, Oahu. The public comment period for this proposed Total Maximum Daily Load (TMDL) decision closes on Tuesday September 08, 2009, and a public information meeting is scheduled for Friday, August 28, 2009 at the Wahiawa Hospital Board Room, from 6 to 8 PM. The purpose of this meeting is to explain why the TMDLs are being established, the methods used to calculate the allocations, and the results of these calculations, and to discuss the relationships between these TMDLs, efforts to improve water quality in the encompassing Kaiaka Bay watershed, and the State's water quality management planning process in general.

The TMDL rationale document, public notice, and other materials explaining the proposed decision are available online at <http://www.hawaii.gov/health/epo>. Please contact the Department of Health Environmental Planning Office if you need help obtaining these materials or have any other questions about the TMDL process and this particular decision. The proposed decision will affect water pollution control permits and provide guidance for other planning and regulatory approvals (e.g. land use and environmental management) within the Kaiaka Bay watershed. For more information, Contact Barbara Matsunaga at Phone: (808) 586-4337, Fax: (808) 586-4370 or Email: barbara.matsunaga@doh.hawaii.gov.

Notice of License Application for the Possession of Depleted Uranium at Schofield Barracks, Oahu, and Pohakuloa Training Area, Island of Hawaii, and Notice of Opportunity for Hearing

By letters dated November 6, 2008, and July 8, 2009, the U.S. Army Installation Command submitted a Source Material License application to the Nuclear Regulatory Commission (NRC), for the Schofield Barracks and Pohakuloa Training Area (PTA) sites in Oahu and the Island of Hawaii, Hawaii. This license application is for possession of depleted uranium (DU) due to the potential for residual DU to be at various Army Installations where testing of the M101 Spotting Round has occurred.

An NRC administrative review, documented in a letter to the U.S. Army Installation Command dated August 3, 2009, found the generic and site specific security and environmental radiation monitoring plans submitted by the applicant acceptable to begin a technical and environmental review. Before approving the license application, the NRC will need to make the findings required by the Atomic Energy Act of 1954, as amended, and the NRC's regulations. These findings will be documented in a Safety Evaluation Report (SER) and a site-specific Environmental Review consistent with the provisions of 10 CFR Part 51.

For more information, contact John Hayes, Senior Project Manager, Materials Decommissioning Branch, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Tel: (301) 415-5928; Fax: (301) 415-5369; e-mail: John.Hayes@nrc.gov. Or go to: <http://frwebgate2.access.gpo.gov/cgi-bin/TEXTgate.cgi?WAISdocID=H4REWJ/0/1/0&WAISaction=retrieve>.

DATES: A request for a hearing must be filed by October 13, 2009.

GLOSSARY

Agency Actions

Any department, office, board, or commission of the state or county government which is part of the executive branch of that government per [HRS §343-2](#).

Applicant Actions

Any person who, pursuant to statute, ordinance, or rule, requests approval for a proposed action per [HRS §343-2](#).

Draft Environmental Assessment

When an Agency or Applicant proposes an action that [triggers](#) [HRS 343](#), an Environmental Assessment shall be prepared at the earliest practicable time to determine whether an environmental impact statement shall be required per [HRS §343-5\(b\)](#), for Agency actions and [HRS §343-5\(c\)](#), for Applicant actions. For environmental assessments for which a Finding of No Significant Impact is anticipated, a Draft EA (DEA) shall be made available for public review and comment for 30 days and public notice is published in this periodic bulletin per ([HRS §343-3](#)), also known as The Environmental Notice.

Final Environmental Assessment and Finding of No Significant Impact

The Agency shall respond in writing to comments received during the review and prepare a Final EA (FEA) to determine whether an environmental impact statement shall be required. The FEA must respond to all public comments. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement will not be required and the project may then be implemented. The public has 30 days from the notice of a FONSI in this bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

An EIS shall be required if the Agency finds that the proposed action may have a significant effect on the environment. The Agency shall file notice of such determination with OEQC, called an EIS Preparation Notice (EISPN). After the notice of the EISPN is published in this bulletin, the public has 30 days to request to become a consulted party and make written comments. The public (including the Applicant) has 60 days from the notice of the EISPN in this bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

After receiving the comments on the EISPN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The [content requirements](#) of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their mitigative measures. The public has 45 days from the first publication date in this bulletin to comment on a DEIS. The DEIS must respond to comments received during the 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 and must be included in the FEIS. See here for [style](#) concerns. 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 bulletin. The public has 60 days from the date of notice of acceptance to ask a court to vacate the acceptance of a FEIS. For Applicant actions, the Approving Agency must make a determination on acceptance within 30 days of receipt of the FEIS or the FEIS is deemed accepted. 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 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 bulletin.

Special Management Area and Shoreline Setback Area

The Special Management Area (SMA) is along the coastline of all islands and development in this area is generally regulated by [HRS 205A](#), and [county ordinance](#). A special subset of the SMA that is regulated by [HRS 343](#), is the [Shoreline Setback Area](#). Most development in this area requires a Special Management Permit. This 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 bulletin publishes notice from the Department of Land and Natural Resources of shoreline certification applicants and final certifications or rejections.

Environmental Council

The [Environmental Council](#) is a 15-member citizen board appointed by the Governor. They serve as a liaison between the Director of OEQC and the general public concerning ecology and environmental quality. The Council makes the rules that govern the Environmental Impact Statement process ([HRS 343](#)). [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 [exempt](#) from the environmental review process. These lists and any amendments shall be submitted to the Council for review and concurrence ([HAR §11-200-8\(d\)](#)). This 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 bulletin is required by [HRS §343-3\(c\)](#), 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).