



The Environmental Notice

September 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.

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KAUAI (HRS 343)

1. [Kuhio Highway Short – Term Improvements Kuamoo Road to Temporary Bypass Road \(FEA\)](#)

Island: Kauai
District: Kawaihau
TMK: Various parcels, 3-9-02, 3-9-06; 4-1-03, 4-1-05, 4-3-01, 4-3-02, and 4-3-10.
Proposing Agency: State Dept of Transportation, Highways Division, 869 Punchbowl Street, Honolulu, HI 96813. Darell Young, 587-1835
Approving Agency: Same
Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. Ronald A. Sato, AICP, Project Manager, 946-2277
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Dept of Army - Section 404 Nationwide, Section 106 (NHPA), Section 7 (ESA), Section 4f (DOT Act), Section 6f (LWCF), NPDES for Storm Water Associated with Construction Activity, NPDES for Dewatering, Section 401 Water Quality Certification, Noise, Construction Noise Variance if required, Air Quality, Dept of Land and Natural Resources - Chapter 6E, HRS Historic Preservation Review; Office of Planning - Coastal Zone Management Program Consistency Determination; County Dept of Public Works – Road, Grading/Grubbing, Building, Excavation, Drainage Plan Approval; Utility Companies - Utility Service Agreements

The State Department of Transportation (DOT), Highways Division is proposing to implement widening improvements to Kuhio Highway along an approximately 0.65-mile section of highway in the Kawaihau district of the island of Kauai. Kuhio Highway is planned to be widened on the southbound side from three to four lanes between the intersections of the Temporary Kapaa Bypass Road and Kuamoo Road. Other accessory improvements would be implemented with this highway widening. The existing right-turn storage lane along Kuamoo Road would also be extended mauka (inland) from its intersection with Kuhio Highway 650 feet. This highway project (Federal Aid Project No. 56A-01-06) is collectively referred to as the "Kuhio Highway Short-Term Improvements; Kuamoo Road to Temporary Bypass Road Project".

In addition to the highway widening improvements, the State DOT is also planning to relocate existing overhead utility lines (electrical, telephone, and cable) underground as part of mitigation measures for endangered and threatened sea birds present in the area based upon consultation with the U.S. Fish and Wildlife Service. Existing overhead utility lines along the highway corridor would be relocated underground starting from an area just north of the Temporary Kapaa Bypass Road (near Aleka Loop) and proceed southbound to the Kauai Island Utility Cooperative's Lydgate Substation at South Leho Drive. This utilities relocation would extend about 1.70 miles in length, and is being included as part of the highway widening project.

OAHU (HRS 343)

2. [Chevron Pipeline Replacement \(EISPN\)](#)

Island: Oahu
District: Ewa
TMK: 9-1-31:02 and properties offshore
Applicant: Chevron Pipe Line Company, 4800 Fournace Place, Room E324C, Bellaire, TX 77401. Michael Stafford, Senior Environmental Permitting Coordinator, (713) 432-3421
Accepting Authority: Office of Conservation and Coastal Lands, Dept of Land and Natural Resources, 1151 Punchbowl Street, Honolulu, HI 96813. Sam Lemmo, Administrator, 587-0381
Consultant: Belt Collins Hawaii Ltd., 2153 North King Street, Suite 200, Honolulu, HI 96819. Lee Sichter, Principal Planner, 521-5361
Comments: EISPN 30-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Accepting Authority and Consultant

Permits: Shoreline Certification; CDUP; Section 10/Section 404 Dept of the Army; Section 401 Water Quality Certification; Coastal Zone Management Consistency Certification; Special Management Area Use/Shoreline Setback Variance; NPDES; Grading, Stockpiling, Trenching, Dewatering

The Chevron Pipe Line Company proposes to install a new 30-inch diameter pipeline and a new 20-inch diameter pipeline to replace its original pipelines that have been in service since 1960. The new pipelines will follow the alignment of the existing parallel pipelines which presently extend southeast from tax map key parcel 9-1-31:02, a 10-acre Chevron-owned property within the Special Management Area on the southern coast of Campbell Industrial Park in the Ewa District of Oahu (at the southern end of Hanua Street), under the shoreline to an approximate 2.1-mile-long submarine easement which terminates at Chevron's offshore tanker mooring. The original 30-inch pipeline, which is currently used to receive crude oil from moored oil tankers, will remain in service until its replacement is installed, at which point it will be decommissioned, cleaned, and idled-in-place. The original 20-inch pipeline is currently used to deliver naphtha, the primary ingredient in gasoline, to tankers. Once the integrity of the 20-inch pipeline is determined, the feasibility of its future use can be decided.

3. Honolulu Seawater Air Conditioning (FEIS)

Island: Oahu
District: Honolulu
TMK: 2-1-2, 10-18, 24-27, 29-31, 33, 35, 54, 59 and 60: various parcels (por.)
Applicant: Honolulu Seawater Air Conditioning (HSWAC), LLC, 7 Waterfront Plaza, Suite 407, 500 Ala Moana Boulevard, Honolulu, HI 96813. Frederic Berg, 531-7922

Accepting Authority: Office of Planning, P.O. Box 2359, Honolulu, HI 96804. Shichao Li, 587-2841
Consultant: TEC, Inc., 1001 Bishop Street, American Savings Bank Tower, Suite 1400, Honolulu, HI 96813. George Krasnick, 528-1445

Comments: FEIS accepted by the Accepting Authority. There is no comment period
Permits: Special Management Area Use and Shoreline Setback Variance for the staging area; Minor Shoreline Structure for staging within the shoreline area; Temporary Use Approval for the staging area; Effluent Discharge; Building; Certificate of Occupancy; Flammable and Combustible Liquid Tank Installation; Excavate Public right-of-way; Sewer Connection; Street Usage; Drain Connection License; Non-exclusive Easements for distribution pipes; Hawaii Community Development Authority Project Eligibility and Development; Coastal Zone Management Federal Consistency; Hawaii Revised Statutes Chapter 6E Clearance; Community Noise Variance; Modification for Number of Parking Spaces; SMA Use and Shoreline Setback Variance for Kakaako Makai Area; Revocable Permit and Construction Right of Entry of the staging area; CDUP; Non-exclusive Easement for submerged lands; NPDES Individual Permit; Zone of Mixing (ZOM) Approval for return of seawater; Clean Water Act, Section 401 Water Quality Certification; perform work within a State highway right-of-way; oversized loads on highways; Discharge Process Wastewater; Notice of Proposed Construction or Alternation form 7460-1; Essential Fish Habitat (EFH) Consultation (if US AOCE determines necessary); Endangered Species Act (ESA) Section 7 Consultation (if US AOCE determines necessary); NEPA EIS; Department of the Army Permit

HSWAC proposes to construct a seawater air conditioning system in downtown Honolulu. This seawater air conditioning system will reduce Oahu's dependence on imported oil for electrical generation, and reduce environmental and economic impacts associated with maintenance of conventional air conditioning systems. The proposed project would consist of 1) a 63-inch seawater intake pipe extending offshore four to five miles to approximately 1,600 to 1,800 feet deep of Kakaako; 2) a 54-inch seawater return pipe extending offshore approximately 3,500 feet to 150 feet deep off Kakaako; 3) a pump station containing pumps, heat exchangers and auxiliary chillers in the Makai area of the Kakaako community development district; and 4) a network of chilled water distribution pipes from the pump station to customer buildings in the downtown area. A staging area for pipe assembly is proposed for an area along the western shore of Sand Island and in the adjoining channel in Keehi Lagoon.

4. Moiliili-Kapahulu Sewer Rehabilitation/Reconstruction (DEA)

Island: Oahu
District: Honolulu
TMK: Various
Proposing Agency: City and County of Honolulu, Dept of Design and Construction Wastewater Division, 650 South King Street, 14th Floor, Honolulu, HI 96813. Jay Hamai, Assistant Chief Engineer, Ph: 768-8480, Fax: 768-4567
Approving Agency: Same
Consultant: PBR HAWAII, 1001 Bishop Street, Suite 650, Honolulu, HI 96813. Malia Cox, Ph: 521-5631 Fax: 523-1402
Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant
Permits: Section 6E, HRS Review; and DOA Permit review, NPDES, Building and Grading permits

The proposed project will rehabilitate and reconstruct the sewage conveyance system along Date Street between Pumehana Street and Lukepane Avenue. The State Clean Water Branch (CWB) and the United States Environmental Protection Agency (EPA) issued a Notice of Violation (NOV) to the City for failing to comply with the National Pollution Discharge Elimination System (NPDES) permit conditions for pretreatment and discharge. This project was designed to satisfy a portion of the consent decree, agreed upon by the EPA, CWB and City to address the NOV.

The project will include the reconstruction of 1.2 miles of sewage conveyance piping, rehabilitate sewer manholes, and rehabilitate system capacity by installing of 0.7 miles of relief piping and the along Date Street between Pumehana Street and Kapiolani Boulevard. The project as proposed along Date Street will also address the EPA's national priority to eliminate storm water connections to the sanitary sewer system.

The project will include actions that will cross two drainage channels: Ala Naio and Manoa-Palolo. The project will utilize a variety of technologies to minimize the environmental impacts and ground disturbance, both near the streams and along the project area, while ensuring maximum functionality of the sewage conveyance system.

5. Ala Moana Wastewater Pump Station Force Main #3 (DEA)

Island: Oahu
District: Honolulu
TMK: 2-1-15:23, 2-1-15:09, 1-5-41:05, 1-5-41:06
Proposing Agency: City and County of Honolulu, Dept of Design and Construction, 650 South King Street, Honolulu, HI 96813. Carl Arakaki, 768-8738
Approving Agency: Same
Consultant: Fukunaga and Associates, Inc., 1357 Kapiolani Blvd, Ste 1530, Honolulu, HI 96814. Wynn Miyamoto, 944-1821
Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant
Permits: Shoreline Setback Variance (confirmation not in shoreline setback), Street Usage, Special Management Area (confirmation of exemption), Flood Zone Variance, Zoning Waiver, Grading, Grubbing, Excavation, & Stockpiling, Dewatering, NPDES for Construction Related Discharges, Conservation District Use Permit, Kakaako District Special Management Area, Makai Area Development, Community Noise Control, Department of the Army Permit, Section 10

The proposed project will provide construct a new force main between the Ala Moana Wastewater Pump Station and the Sand Island Wastewater Treatment Plant. The proposed project will benefit the community by providing sufficient capacity, as well as backup capacity, for the Ala Moana wastewater pumping system. The proposed project will also reduce the possibility of wastewater spills. The proposed project will have short term construction impacts on traffic, noise, and air quality. No long term impacts are expected.

6. Souza (After-the-Fact) Concrete Deck and New Slope and Shoreline Stabilization (FEA)

Island: Oahu
District: Koolauloa
TMK: 4-7-19:49
Applicant: Joseph N. and Kristen Souza, 47-079 Kamehameha Highway, Kahaluu, HI 96744. Joseph and Kristen Souza, 236-2480
Approving Agency: Dept of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813. Steve Tagawa, 768-8024
Consultant: Same as Applicant
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Shoreline Setback Variance, grading and building, CDUP, Non-exclusive Easement

The applicant seeks a shoreline setback variance (SSV) to both retain existing unauthorized improvements and to allow new construction at 47-079 Kamehameha Highway in Kahaluu. The applicant seeks to retain an existing 8-foot high concrete deck and aluminum safety railing, which are attached to the entire length of the existing dwelling, and a concrete stairway. The concrete stairway leads down from the deck to the lower portion of the property. The applicant proposes to construct a 6-foot high concrete rubble masonry (CRM) seawall with 4-foot high safety railings along the entire 83-foot long shoreline boundary of the 9,000-square-foot lot in the R-10 Residential District. The applicant also proposes to construct two 12-foot high tiered CRM retaining walls, each with 4-foot high safety railings. The applicant indicates these walls are necessary to stabilize the banks of the site, which slopes downward from the street from 35 feet to mean sea level (msl).

The Department of Planning and Permitting (DPP) issued the applicant a citation in August 2003 (2003/NOV-09-021) for the construction of the concrete deck, aluminum railing, and stairway without first obtaining a SV. In November 2003, a Notice of Order (No. 2003/NOO-223) was issued by the DPP. The NOO included an initial fine of \$500 and notified the applicant/landowner that daily fines of \$50 per day were to commence after September 3, 2007. Construction of a seawall and two retaining walls, as well as retaining the illegal structure, requires that an SV be obtained from the DPP. A portion of the seawall will also extend beyond the certified shoreline, in the State Conservation District; therefore, this portion requires a Conservation District Use Permit and a non-exclusive easement from the Department of Land and Natural Resources.

As an improvement that is considered accessory to the single-family use, the shoreline and slope stabilization structures are not considered development and, therefore, are exempt from Special Management Area requirements.

MAUI (HRS 343)

7. Heritage Hall (DEA)

Island: Maui
District: Makawao
TMK: (2) 2-5-06:19
Applicant: Heritage Hall, Inc., 95 Mahalani Street, Room 12, Wailuku, HI 96793. Karlynn Fukuda, 244-2015
Approving Agency: County of Maui Planning Commission, 250 South High Street, Wailuku, HI 96793. Jeffrey S. Hunt, Director of Planning, 270-7735
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Karlynn Fukuda, 244-2015
Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Approving Agency and Consultant
Permits: Community Plan Amendment, Change in Zoning

Heritage Hall, Inc., a partnership between the Maui Puerto Rican Association and the Portuguese Association of Maui, proposes to construct a multi-purpose cultural & community and office complex on a 0.68 parcel of land in Paia, Maui. The project consists of two (2) separate structures totaling approximately 5,596 square feet. The structures will house a social hall, kitchen, cultural resource center, and related amenities. The facility will include approximately 1,025 square feet of space that can be leased to a public or non-profit organization. The applicant

proposes that the cultural resource centers share a common lobby with separate display cases, offices, and classrooms.

The proposed action involves a Community Plan Amendment as well as the use of County funds and lands, thereby triggering Chapter 343, HRS. The project is located next to the Paia Mill, which operated as an industrial use for numerous years. It is not located in an environmentally sensitive area. The project will involve construction activities similar to that of any other commercial building. It is not anticipated that the proposed project will result in any adverse environmental impacts. Nor is it anticipated to affect economic welfare, social welfare, cultural practices, or public health.

8. [Lahaina No. 3 Force Main Replacement and Wahikuli Pedestrian Trail \(DEA\)](#)

Island: Maui
District: Lahaina
TMK: 4-4-06:28, 70; 4-4-13:03, 07, 09, 10; 4-5-21:07, 10, 14, 15, 16, 19, 25
Proposing Agency: County of Maui, Dept of Environmental Management, Wastewater Reclamation Division, One Main Plaza, Suite 610, 2200 Main Street, Wailuku, HI 96793. Juan Rivera, Project Manager, 270-7268
Approving Agency: Same
Consultant: Warren S. Unemori Engineering, Inc., Wells Street Professional Center, Suite 403, 2145 Wells Street, Wailuku, HI 96793. Alan L. Unemori, President, 242-4403
Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant
Permits: Special Management Area Use, Work-in-County Right-of-Way, Shoreline Certification, Shoreline Setback Variance, NPDES (Construction Dewatering), Work-in-State Right-of-Way, Noise Variance (for night work)

The proposed Project involves the construction of a 20" PVC replacement wastewater force main and construction of a walking trail over portions of the force main route disturbed by the trenching and installation in the Kaanapali-Wahikuli area of Lahaina, Maui, Hawaii. Portions of the walking trail are expected to deviate from the route of the force main to avoid parking lot areas and allow pedestrians to get closer to the shoreline at outcroppings (see attached Figure 3). Every phase of the proposed action, expected consequences, both primary and secondary, and the cumulative as well as the short-term and long-term effects of the action have been evaluated herein in accordance with the "Significance Criteria" of Section 11-200-12 of the Hawaii Administrative Rules. Based on the analysis, the proposed project will not result in any significant adverse impacts.

HAWAII (HRS 343)

9. [Kapulena Well & Reservoir \(FEA\)](#)

Island: Hawaii
District: Hamakua
TMK: 4-7-02:29 and 4-7-02:35
Proposing Agency: Dept of Water Supply, County of Hawaii, 345 Kekuanaoa Street, Suite 20, Hilo, HI 96720. Terrence I. Nago, P.E., 961-8070 ext. 250
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: Building, Plan Approval, Well Construction, Pump Installation, Certification of Well for Drinking Water Use, Grading, Construction, Construction Noise Variance (possible)

The Department proposes to drill, test, and, if successful, convert the well to a potable water production well with a 0.3 MG storage tank. Electrical power and telephone service will be extended to the site from existing lines

on Honokaa-Waipio Road. A control building will be constructed on the site to house a chlorination system and control center. Water from the well will replace the surface water source of the abandoned Kukuihaele Spring.

DWS may seek Federal funding for the project under the Drinking Water State Revolving Fund (DWSRF) program administered by the Safe Drinking Water Branch of the State Department of Health. The use of those funds constitutes a federal action and will require the project to meet all Hawaii DWSRF program requirements, including a number of "cross-cutting" regulations addressed in the DEA.

DWS has concluded that the project would not have substantial adverse direct or secondary impacts on the environment. It is not designed to foster population growth or to promote economic development. It will support development already envisioned in the *County of Hawaii General Plan*. Consequently, it is issuing a Finding of No Significant Impact (FONSI) for the project.

10. Hale Piula Haina Native Forest and Bird Habitat Restoration Activities and Research Facility (FEA)

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 Blvd., Honolulu, HI 96814. Ron Terry, 969-7090
Approving Agency: Office of Coastal and Conservation Lands, Dept of Land and Natural Resources, 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: FEA accepted by the Approving Agency. There is no comment period
Permits: Building; Plan Approval; 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. The applicant will prepare a data recovery plan for review and approval by SHPD and will implement the approved plan prior to demolition of the catchment system. 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.

11. Keokea Beach Park Improvements, Niulii, North Kohala (DEA)

Island: Hawaii
District: North Kohala
TMK: (3) 5-2-01:16
Proposing Agency: County of Hawaii, Dept of Parks and Recreation, 101 Pauahi Street, Room 6, Hilo, HI 96720. Kevin Sakai, 961-8311
Approving Agency: Same
Consultant: R. M. Towill Corporation, 2024 North King Street, Suite 200, Honolulu, HI 96819. Chester Koga, 842-1133, email: chesterk@rmtowill.com

Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant

Permits: Approval of Construction Plans & Specifications; Building; Special Management Area; CDUP

The County of Hawaii, Department of Parks and Recreation, proposes to repair and renovate the existing pavilions at Keokea Beach Park located in Niulii (North Kohala District) damaged during the 2006 earthquake. Keokea Beach Park occupies 7.11 acres of land adjacent to Keokea Bay, approximately 0.5 miles north from the end of Route 270. The "upper" pavilion located at the southern end of the park is a 2,668 square foot 8-bay pavilion with kitchen and restroom facilities, and has been closed to the public since the earthquake. The "lower" pavilion, also damaged in this earthquake, is located at the northern end of the property and comprises 224 square feet. The 2006 earthquake registered 6.7 on the Richter Scale and caused approximately \$100 million dollars of damage, primarily to the northwest region of the Island of Hawaii.

Improvements to the upper pavilion include repairs identified by federal and county building inspectors to the concrete slab floor and support columns. Removal of the walls and structures of the south and west facing sides, and relocation of the kitchen, restrooms, and barbeque pit will be also undertaken. The lower pavilion will be removed and rebuilt, and the existing parking lot will be striped. Site renovations will also include bringing the site into compliance with standards defined in the Americans with Disabilities Act. These upgrades involve the addition of handicapped parking beside the entrance to the pavilion and construction of handicapped accessible kitchen and restroom facilities. The original build dates of these pavilions are unknown but the upper pavilion was last improved in 1971. The proposed improvements will bring these facilities into conformance with current building codes.

12. Bilinsky Single Family Residence – Puna (DEA)

Island: Hawaii

District: Puna

TMK: (3) 1-4-28:09

Applicant: Edward and Mariko Bilinsky, 78-7045 Kaluna St #105, Kailua-Kona, HI 96741. Ed Bilinsky, 557-0500

Approving

Agency: Dept of Land and Natural Resources, PO Box 621, Honolulu, HI 96809, Kimberly Mills, 587-0382

Consultant: Island Planning, 1405 Waianuenue Ave., Hilo, HI 96720. Jeffrey Melrose, 989-8322

Comments: DEA 30-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Approving Agency and Consultant

Permits: SMA, CDUP, Building

Applicant proposes to construct a one-story, single family on a 0.894-ac parcel in the Waawaa subdivision, makai of the Old Government Road. The project involves 2,940 sf of improvements, including a 236 sf lap pool with surrounding landscaping. Sixty percent of the parcel will be preserved and managed for its current native plant material including hala and coastal naupaka. Approximately 40 hala trees will be removed to construct the home. Improvements will be set back over 150' from the shoreline and will be screened from the coast road by terrain and native vegetation.

SPECIAL MANAGEMENT AREA (CH. 25, REVISED ORDINANCES OF HONOLULU)

7-11 Haleiwa (FEA)

Island: Oahu

District: Waialua

TMK: 6-6-1:33

Applicant: 7-11 Hawaii, 1755 Nuuanu Avenue, 2nd floor, Honolulu, HI 96817. Chuck Jones, 526-1711

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: Yamasato, Fujiwara, Higa and Associates, 1100 Ward Avenue, Suite 760, Honolulu, HI 96814. Lance Kaneshiro, 531-8825

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

Permits: Special Management Area Use (Major), Zoning Variance, Special District (Major), Demolition, Building

The applicant, Seven-Eleven Hawaii, proposes to demolish all existing structures and construct a new convenience store and gas island with canopy at 66-031 Kamehameha Highway (corner of Kamehameha Highway and Haleiwa Road) in Haleiwa. The 14,773 square-foot site is zoned B-1 Neighborhood Business District. The new convenience store will be approximately 2,499 square feet in floor area, and sited on the northern portion of the lot. The single-story structure will be separate from the canopy structure over the gas island, with a design character that will reflect and complement the surrounding community. The applicant is responsible for making any pertinent site improvements required for the project's development.

The site is within the Special Management Area and the Haleiwa Special District, therefore a Special Management Area Use Permit Major and a Haleiwa Special District Permit (Major) will both be required. The new structure does not comply with the design controls of the Haleiwa Special District, therefore, a zoning variance will also be required. All three land use permits are required prior to project implementation.

Unitek Recycling Facility Expansion, Campbell Industrial Park (FEA)

Island: Oahu

District: Ewa

TMK: 9-1-26:36 and 40

Applicant: Unitek Solvent Services, Inc., P.O. Box 700370, Kapolei, HI 96707-0370. Melanie Han, 673-3241

Approving

Agency: Dept of Planning and Permitting, City and County of Honolulu, 650 South King Street, Honolulu, HI 96813. Steve Tagawa, 768-8024

Consultant: Same as Applicant

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

Permits: Special Management Area Use, Conditional Use Permits (new and modification)

To expand the existing 2.36-acre petroleum waste recycling facility at 92-125 Kaomi Loop, in the Campbell Industrial Park (TMK 9-1-26:40) onto the adjacent 2.21-acre site (TMK 9-1-26:36). The existing facility was initially authorized by the Honolulu City Council via Conditional Use Permit No. 72/CUP1-14 (Resolution No. 296) to Environmental Control Systems of Hawaii, Inc. to operate a liquid waste incinerator. On November 10, 2004, the DPP granted an after-the-fact modification of the CUP to recognize the on-going recycling of used motor oil, nonhalogenated solvents, scrap tires, used oil-filters, oily wastewater and antifreeze, and to acknowledge an existing operation building and portable office trailer. The current facility operates 24-hours a day, 6-days a week under a hazardous and solid waste permits from the State DOH (Nos. U008-08 and RY-0061-07).

The proposed expansion includes the construction of a 4,800-square foot warehouse, a 6,000-square-foot, 2-story office and a 55-foot x 300-foot concrete pad for the storing of scrap tires. Perimeter fencing and landscaping will also be installed. A Conditional Use Permit for joint development would be required prior to expansion onto Parcel 36. The site is zoned I-2 Intensive Industrial District and the existing and expanded operation is considered a "waste disposal and processing facility" under the City's Land Use Ordinance (LUO), and requires approval of a modification of the 72/CUP1-14. Both the existing and expansion areas are located within the Special Management Area (SMA), therefore SMA Use Permit, must be approved by the Honolulu City Council. No improvements are planned within the 60-foot shoreline setback area. Therefore, no shoreline setback variance will be required.

CONSERVATION DISTRICT USE PERMITS (HRS 183C)

Persons interested in commenting on the following Conservation District Use Application (CDUA) must submit comments to the Department of Land and Natural Resources (HRS 183C and HAR §13-5). 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 include the following: (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. Send comments and requests to: 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. However, it is not obligated to notify any person not strictly complying with the above requirements. For more information, contact Kimberly Tiger Mills at 587-0382.

File No.: CDUA KA-3525
Applicant: Paradise Ranch, LLC
Location: Lepeuli, Hanalei, Kauai
TMK: 4-5-1-03:03
Proposed Action: Brush/Pasture Management and Fence Replacement
343, HRS determination: Exempt
Applicant's Contact: Lorna Nishimitsu, Esq., 245-4705, Belles Graham Proudfoot Wilson & Chun, LLP

File No.: CDUA OA-3525
Applicant: Randy Cates, Hukilau Foods, P.O. Box 335, Kailua, HI 96734
Location: Two Miles Offshore Ewa Beach, Island of Oahu
Proposed Action: Expand Existing Moi (*Polydactylus Sexfilis*) Aquaculture Farm an Additional 33.51 Acres to 61.59 acres and Expand Lease for State Marine Waters
343, HRS determination: In conformance with Chapter 343, HRS, as amended, and Chapter 11-200, HAR, the Draft Environmental Impact Statement (DEIS) was published in OEQC's Environmental Notice on May 23, 2009. The Department of Land and Natural Resources was the accepting authority of the Final Environmental Impact Statement (FEIS) (March 2004). The FEIS was published in OEQC's Environmental Notice on August 8, 2009
Applicant's Contact: Randy Cates 808-841-4956

HABITAT CONSERVATION PLAN (HRS 195D)

[Kahuku Wind Power Draft Habitat Conservation Plan](#)

Island: Oahu
District: Koolauloa
TMK: 5-6-5:07 and 5-6-05:14
Applicant: Kahuku Wind Power LLC, c/o First Wind, 33 Lono Avenue, Suite 380, Kahului, HI 96732. Dave Cowen, 873-0111, dcowan@firstwind.com
Approving Agency: Dept of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, HI 96813. Scott Fretz, 587-4187, scott.fretz@hawaii.gov
Consultant: SWCA, Inc., 201 Merchant Street, Suite 2310, Honolulu, HI 96813. Ling Ong, 548-7922, long@swca.com
Comments: HCP 30-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Approving Agency and Consultant
Permits: Incidental Take License

The applicant proposes a Habitat Conservation Plan pursuant to the Endangered Species Act and Hawaii Revised Statute 195D, to avoid, minimize, mitigate and monitor impacts to protected species from construction and operation of a new 21 MW wind power facility located on approximately 578 acres in mauka portion of the Kahuku area. The Kahuku Wind Power wind energy generation facility would consist of 12 Clipper 2.5 MW wind turbines. Construction and operation has potential to result in the incidental take of eight threatened and endangered species: 'a'o (Newell's shearwater, *Puffinus auricularis newelli*), koloa maoli (endangered Hawaiian duck, *Anas wyvilliana*), ae'o (Hawaiian stilt, *Himantopus mexicansus knudseni*), 'alae ke'oke'o (Hawaiian coot, *Fulica alai*), 'alae 'ula (Hawaiian moorhen, *Gallinula chloropus sandwicensis*), 'ua'u (Hawaiian petrel, *Pterodroma sandwichensis*), pueo (Hawaiian short-eared owl, *Asio flammeus sandwichensis*), and 'ope'ape'a (Hawaiian hoary bat, *Lasiurus cinereus semotus*). In order to receive authorization for incidental take, they must provide net benefit to the species and environment, and contribute to the recovery of the species. A public meeting will be held at the Kahuku Community Center; documents will be made available at the Main Library in Honolulu, the Kahuku Public Library on the Island of Oahu, and online at <http://www.state.hi.us/dlnr/dofaw/pubs/index.html>.

COASTAL ZONE NOTICES

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: Honouliuli (9-1-74:42)	A Utility Installation, Type B-Freestanding Antenna Structure (2009/SMA-42)	Verizon Wireless/Mike Beason
Oahu: Kailua (4-2-15:06)	New Rock Wall, and New Lighting and Electrical Work for Existing 80-foot Flag Pole (2009/SMA-46)	Kapaa I LLC/Delta Engineering
Kauai: Hanalei (5-4-04:55)	Demolition of an Illegal Shed (SMA(M)-2010-2)	Rick Leibow
Maui: Waihee (3-2-13:06, 26, 27 & 29)	Wastewater System Improvements (SM2 20060077)	Dept of Parks and Recreation
Maui: Kihei (3-9-40:86)	Grub and Grade for Stockpile (SM2 20090059)	Alapai, Westly
Maui: (3-8-78:46)	Wind Turbine (SM2 20090060)	Thielk, Edward
Maui: Kai'imi'ike (4-6-07:02)	Friends of Mokuula/Kai'imi'ike Event (SM2 20090061)	Friends of Mokuula, Inc.
Maui: (1-6-07:06)	Install Water Well (SM2 20090062)	Wayne Arakaki Engineer LLC
Maui: (2-7-04:02)	Install Two Electric Poles (SM2 20090063)	Randle, Rush
Maui: (2-6-08:10)	Proposed Exercise Pool for Existing SFR (SM2 20090064)	Frampton & Ward LLC
Maui: (2-6-09:09)	Temporary Hog Wire Fence (SM2 20090065)	Weiss, Donald

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-1321	9/9/09	Lot 44 Mokuleia Beach Subdivision File Plan 863 situate at Kamananui, Waialua, Oahu Address: 68-247 Au Street Purpose: Obtain building permit	Wesley Tengan/ Mun Won Chang	6-8-12:44
HA-412	9/1/09	Portion of R.P. 8072, L.C. Aw. 7073, Ap. 1 to Kapae situate at Kahului 2nd, North Kona, Hawaii Address: 75-6002 Alii Drive, Apt. 3113 Purpose: Obtain building permit	Wes Thomas Associates/ Michael Galego	7-5-19:33 (por.) CPR 75

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-1310	Proposed Shoreline Certification	Lot 76 as shown on Map 4 of Ld. Ct. App. 609 situate at Mokuleia, Waialua, Oahu Address: 68-263 Crozier Loop Purpose: Determine setback	AECOM Pacific, Inc./ June T. & Elbert T. Saito	6-8-05:25
OA-1313	Proposed Shoreline Certification	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	Proposed Shoreline Certification	Lot 1, Section C Kawailoa Beach Lots situate at Kawailoa, Waialua, Oahu Address: 61-507 Kamehameha Highway Purpose: Building permit	Walter P. Thompson, Inc./ Lorna Jensen	6-1-08:22
MA-434	Proposed Shoreline Certification	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-437	Proposed Shoreline Certification	Honoapiilani Highway Federal Aid Project No. ER-11(7) portion of Launiupoko Wayside Park situate at Launiupoko, Lahaina, Maui Address: N/A Purpose: Setback determination	State Dept of Transportation Highways Division/ County of Maui Parks and Recreation Dept	4-7-01:17 (por.)
OA-1281	Rejection	Lot 13 in Section E, Extension No. 1 of "Kawailoa Beach Lots" situate at Kawailoa, Waialua, Oahu Address: 61-779 Papailoa Road Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Logue Family Trust	6-1-04:89

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, Covered Source Permit	West Oahu Aggregate Company, Inc. CSP No. 0041-01-CT Renewal Application No. 0041-03	Located at: Various Temporary Sites State of Hawaii	Issued: 8/26/09	450 TPH Portable Stone Processing Plant with One (1) Diesel Engine, and 500 TPH Portable Screening Plant
Clean Air Branch, 586-4200, Covered Source Permit	Grace Pacific Corporation CSP No. 0714-01-CT Renewal Application No. 0045-26	Located at: Coral Pit, Barbers Point Harbor, Kapolei, Oahu	Issued: 8/27/09	UTM Coordinates: 592,424 Meters East, 2,357,874 meters North (NAD 83)

Clean Air Branch, 586-4200, Covered Source Permit	Grace Pacific Corporation CSP No. 0036-01-CT Renewal Application No. 0036-07	Located at: Halawa Valley Road Aiea, Oahu	Issued: 8/26/09	186 TPH Asphalt Plant
Clean Air Branch, 586-4200, Covered Source Permit	CTS Earthmoving, Inc. CSP No. 0562-01-CT Renewal Application No. 0562-03 Modification Application No. 0562-04	Located at: Various Temporary Sites State of Hawaii	Issued: 8/31/09	Crushing and Screening Plants
Clean Air Branch, 586-4200, Covered Source Permit	United Laundry Services, Inc. CSP No. 0442-02-C Renewal Application No. 0442-07	Located at: 2291 Alahao Place Honolulu, Oahu	Issued: 8/31/09	Two (2) 500 HP SNG/Fuel Oil No. 2- Fired Boilers One (1) 250 HP SNG/Fuel Oil No. 2- Fired Boiler
Clean Air Branch, 586-4200, NonCovered Source Permit	Aloha Petroleum NSP No. 0334-01-N Renewal Application No. 0334-04	Located at: Barber's Point Deep Draft Harbor Piers 1, 2, 5 & 6	Issued: 9/4/09	TFM Kalaeloa Marine Terminal

FEDERAL NOTICES

Environmental Assessment for Warrior in Transition Complex, Schofield Barracks, Oahu, Hawaii

In accordance with the National Environmental Policy Act, an Environmental Assessment (EA) and draft Finding of No Significant Impact (FNSI) have been prepared for the proposed to construction of a Warrior in Transition (WT) Complex at Schofield Barracks (TMK: 7-7-01). The main project features would include a Soldier and Family Assistance Center, an administration facility, a new barracks, a parking structure, and a central plant. The WT Complex would provide focused medical care and support for WT Soldiers to ensure they receive proper care during their rehabilitation.

Based on the information analyzed, the EA concludes that design elements would reduce potential impacts upon resources to less than significant levels. Therefore, the Proposed Action would not result in significant adverse direct, indirect, or cumulative impacts to the natural or human environment. A NPDES permit is required.

The EA and draft FNSI are available for public review at the Wahiawa Public Library, Mililani Public Library, Waipahu Public Library, and Hawaii State Library. Copies can also be obtained by contacting Ms. Dale Kanehisa at (808) 656-5670. Written comments will be received and considered up to 30 days from the publication of this notice, and should be directed to: Directorate of Public Works, Environmental Division (IMPC-HI-PWE), Attn: Ms. Dale Kanehisa, 947 Wright Avenue, Wheeler Army Airfield, Schofield Barracks, 96857-5013.

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).