



# The Environmental Notice

October 8, 2009

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**Correction:** In the previous issue dated Sept 23, 2009, we erroneously identified the Kahuku Wind Power Draft Habitat Conservation Plan (HCP) as having a 30-day comment period. HCP's have a 60-day comment period. Our apologies.

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 8<sup>th</sup> and 23<sup>rd</sup> 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. [Aliomanu Road Repair](#) (FEA)

**Island:** Kauai  
**District:** Kawaihau  
**TMK:** 4-8-18:28, 29  
**Proposing Agency:** County of Kauai, Dept of Public Works, 4444 Rice Street, Suite 275, Lihue, HI 96766  
**Approving Agency:** County of Kauai, Planning Dept, 4444 Rice Street, Suite 473, Lihue, HI 96766  
**Consultant:** Oceanit, Suite 600, 828 Fort Street Mall, Honolulu, HI 96813  
**Comments:** FEA accepted by the Approving Agency. There is no comment period  
**Permits:** CDUP, Section 401, Section 404, CZM, SMA, SSV

The proposed project is to rebuild the erosion-damaged Aliomanu Road. The project includes a 2-foot-wide shoulder, new pavement, and a new rock revetment to stabilize the eroded embankment. The revetment will be constructed from the road elevation of +10 feet to a depth of -4 feet MSL. A geotextile fabric will be placed beneath a bottom layer of bedding stones to prevent soil from escaping through the revetment. Two layers of armor stones will be placed on top of the bedding layer to dissipate wave energy. Material excavated for the revetment toe, rock, and sand will be used to build the revetment embankment. The designed revetment slope is 1V:1.5H. The revetment will require periodic maintenance over its 50-year design life.

Short term impacts from construction include dust, noise, and possible turbidity in nearshore waters. Best management practices will be implemented during construction to mitigate any adverse impacts. The endangered monk seal does frequent this area, and all construction activities will cease if monk seals are disturbed by the construction. An archaeologist will be on site during excavation operations in the event subsurface cultural resources are discovered. No long term adverse impacts are expected from the work.

### 2. [Malerich Single-Family Residence](#) (FEA)

**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:** Dept of Land and Natural Resources, Office of Conservation & Coastal Lands, P.O. Box 621, Honolulu, HI 96809. Sam Lemmo, Administrator, 587-0377  
**Comments:** FEA accepted by the Approving Agency. There is no comment period  
**Permits:** Conservation District Use, Building, Special Management Area Use, 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 & 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 Final Environmental Assessment will be available for review at the Princeville Public Library.

## OAHU (HRS 343)

### 3. [Ted Makalena Golf Course Cart Path Realignment](#) (DEA)

**Island:** Oahu  
**District:** Ewa  
**TMK:** 9-3-02:34  
**Proposing Agency:** Dept of Design and Construction, City and County of Honolulu, 650 South King Street, Honolulu, HI 96813. Mike Sakamoto, 768-8409  
**Approving Agency:** Same  
**Consultant:** Gerald Park Urban Planner, 95-595 Kanamee Street #324, Mililani, HI 96789. Gerald Park, 625-9626  
**Comments:** DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant  
**Permits:** SMA, Grading, Grubbing, Building, NPDES General, Variance from Pollution Controls

The Department of Design and Construction, City and County of Honolulu, proposes to construct improvements at Ted Makalena Golf Course. New 8-foot wide concrete cart paths will be constructed for all 18 holes. In the vicinity of tees and greens, the cart path will be widened to 12 feet allowing carts to park on the path with room for other carts to pass. In total, approximately 3.4 miles of cart paths will be constructed. A new golf cart wash area will be constructed on the site of the existing wash area located between the cart barn and clubhouse. Wash water will be discharged into a concrete detention basin to be constructed in the vicinity of two existing maintenance buildings *mauka* of the 9<sup>th</sup> hole. Wash water will collect in the 8,820 square foot basin and allowed to evaporate. The cost of the improvements is estimated at \$4.44 million.

Construction will temporarily affect air quality and the acoustical environment for golfers. Best Management Practices will be implemented to minimize erosion and construction related runoff. Storm water will be directed to and detained in low areas and allowed to evaporate or percolate into the ground. There are no plans for tree removal but grassed areas and the existing asphalt cart paths will be removed to make way for the new cart paths.

The project is expected to benefit golf course operations, improve the recreational experience for golfers, and increase play. For players, the new cart paths will help to define the golf holes from tee to green, safely transport players from tee to green, prevent damage to the tee boxes, fairways, and greens, and improve the overall utility and appearance of the recreation facility. There are no historic resources on the premises and based on available information it is unlikely that the proposed project will affect on-going cultural practices.

## MAUI (HRS 343)

### 4. [Makawao Avenue and Makani Road Improvements](#) (DEA)

**Island:** Maui  
**District:** Makawao  
**TMK:** (2) 2-4-06; 2-4-18; 2-4-22; 2-4-34  
**Proposing Agency:** Dept of Public Works, 200 South High Street, 4<sup>th</sup> Floor, Wailuku, HI 96793. Ty Takeno, 270-5540  
**Approving Agency:** Same  
**Consultant:** R.M. Towill Corp., 2024 North King Street, Suite 200, Honolulu, HI 96819. Chester Koga, AICP, 842-1133, 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:** NPDES, Grading

The Department of Public Works, County of Maui, proposes to improve a portion of Makawao Avenue (1,560 linear feet) and Makani Road (1,580 linear feet) for the purpose of improving capacity along both roadways to accommodate existing and projected traffic demand. Currently, these two roads do not have designated turning lanes, or facilities for pedestrians, thus presenting potentially hazardous conditions for pedestrians and roadway

congestion during peak periods. The proposed project will enhance the flow of traffic along both roadways by creating in-bound and out-bound turning lanes at the intersection of the two roads, as well as establishing dedicated left turn-in lanes along the project length of both roadways. The creation of bicycle lanes and pedestrian sidewalks will increase safety of non-motorized users along the two roadways. The project will include increasing the existing right-of-way (ROW) to accommodate roadway widening, installation of curbs, gutters, landscaping, bicycle lanes and sidewalks on both sides of the roadway, installation of street lights, relocation of utilities, and drainage improvements. Landowners who will lose property for the widening will be compensated for the land acquired. If a parcel of land requires the acquisition of the entire parcel, the landowner will be compensated for the land and will receive assistance with relocation.

The proposed project is estimated to begin in June 2011 and last approximately one year from the beginning of construction to completion of all project-related activities. The total cost is estimated to be \$10 million. Funding for the project will be provided through County of Maui capital improvement funds, as well as a federal grant from the State Department of Transportation, Highways Division.

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. DPW has preliminarily determined that the proposed project will not have a significant environmental impact and is prepared to issue a Finding of No Significant Impact (FONSI) in accordance with Chapter 343, HRS.

## 5. [Honuauula \(EA-EISPN\)](#)

**Island:** Maui  
**District:** Makawao  
**TMK:** (2) 2-1-08:56 and 71  
**Applicant:** Honuauula c/o Goodfellow Brothers, Inc., P.O. Box 220, Kihei, HI 96753. Charlie Jencks, 879-5205  
**Accepting Authority:** County of Maui, Planning Dept, 250 South High Street, Wailuku, HI 96793. Jeff Hunt, 270-7735  
**Consultant:** PBR HAWAII, 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, HI 96813. Tom Schnell, 521-5631  
**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:** Project District Development Phase II and III; Subdivision, Grading, Building, NPDES

Honuauula, located in the Kihei-Makena region of Maui, will be a master-planned community embracing “smart growth” principles such as diverse residential opportunities, commercial mixed uses, on-site recreational amenities, integrated bicycle/pedestrian networks, open space, parks, and conservation areas. The Honuauula property is comprised of two parcels totaling 670 acres designated as Project District 9 in the Kihei-Makena Community Plan. The Honuauula property is also zoned Project District 9 under Chapter 19.90A of the Maui County Code (MCC).

Honuauula will contain homes priced for a range of consumer groups, including workforce affordable homes in compliance with Chapter 2.96, Maui County Code (Residential Workforce Housing Policy). Honuauula will also contain village mixed use retail and commercial uses, and an 18-hole homeowner’s golf course and related facilities, including a driving range and clubhouse facility.

Positive impacts include the provision of homes, protection of important habitat and natural features, protection of archaeological sites, and increased economic activity. Potential adverse environmental impacts include, increases in traffic, increases in electrical power consumed, and short-term impacts to air quality and noise levels due to construction. The draft EIS will contain an analysis of potential impacts and associated mitigation measures to ensure potential adverse impacts are minimized or mitigated.

## HAWAII (HRS 343)

### 6. [Ane Keohokalole Mid-Level-Highway \(FEA\)](#)

**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 Dept of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, HI 96720. Warren H. W. Lee, Director, 327-3520

**Approving**

**Agency:** State Dept of Transportation, 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:** FEA accepted by the Approving Agency. There is no comment period

**Permits:** NPDES for storm water discharges associated with construction activities; Underground Injection Control (UIC) for drainage injection; Coastal Zone Management (CZM) Federal Consistency; State Historic Preservation Division (SHPD) – Archaeological Inventory Survey, Archaeological Mitigation Plan, Archaeological Monitoring Plan, and Burial Treatment Plan approvals; permit to perform work upon State highways for any work within the Kealahou Parkway right-of-way; and 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 create the initial link, approximately three miles long, of a north-south roadway that serves as the central corridor for multi-modal transportation and utilities for 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 with the plans and designs made part of the Proposed Action. Such plans and designs include: the preparation and implementation of archaeological mitigation and monitoring plans and a burial treatment plan; requirements to minimize adverse effects on historic properties resulting from the National Historic Preservation Act Section 106 process; 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 Kaloko-Honokohau National Historical Park. See also the [Appendix](#) (148mb).

**7. [Kamoleao Laulima Community Resource Center, Incubator Kitchen and Associated Facilities](#) (DEA)**

**Island:** Hawaii  
**District:** South Hilo  
**TMK:** (3<sup>rd</sup>) 2-2-47:75

**Proposing**

**Agency:** Hawaiian Homes Commission, Dept of Hawaiian Home Lands and UH-Hawaii Community College, Administration of Justice Program, Substance Abuse Counseling Program, 200 West Kawili Street, Hilo, HI 96720-4091. Donnalyne Kalei, 933-0701

**Approving**

**Agency:** Hawaiian Homes Commission, Dept of Hawaiian Home Lands, P.O. Box 1879, Honolulu, HI 96805. Julie Ann Cachola, 620-9483

**Consultant:** Geometric Associates, PO Box 396, Hilo, HI 96721. Ron Terry, 969-7090

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

**Permits:** Hawaii County Building Approval and Building Permit, Plan Approval, Grading

The Kamoleao Laulima Community Resource Center Incubator Kitchen is designed to educate, support and nurture the Hawaiian people of Panaewa Hawaiian Home Lands and adjacent Hilo communities. The project consists of a 1,800-square-foot building containing a commercial kitchen and a classroom, a community garden area and associated facilities including a parking lot and an individual wastewater system or sewer line extension. The project would be developed on a 1.5-acre portion of a 12.77-acre Department of Hawaiian Home Lands property located along Ohuohu Street. Surveys and consultation have determined that no significant archaeological, cultural or biological resources are present. Utilities are adequate for the site, and traffic flow will not be significantly affected.

**8. Halaula Exploratory Well (FEA)**

**Island:** Hawaii  
**District:** North Kohala  
**TMK:** 5-3-04:01  
**Proposing Agency:** Dept of Water Supply, County of Hawaii, 345 Kekuanaoa Street, Suite 20, Hilo, HI 96720. Lawrence E. Beck, 961-8070 x260  
**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:** Grading, Well Construction, Construction Noise Variance

The Department proposes to drill, case, and pump test an exploratory well. The exploration would help DWS determine if the well produces water of sufficient quality and quantity to warrant its development into a production source for its Hawi-Halaula Water System. 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.

**9. Keopu Well, Reservoir, and Water Transmission Lines (DEA)**

**Island:** Hawaii  
**District:** North Kona  
**TMK:** 3-7-5-13:22  
**Proposing Agency:** Hawaii Housing Finance and Development Corporation, 677 Queen Street, Suite 300, Honolulu, HI 96813. Stanley S. Fujimoto, 587-0541  
**Approving Agency:** Same  
**Consultant:** Belt Collins Hawaii Ltd., 2153 North King Street, Suite 200, Honolulu, HI 96819. Glen Koyama, 521-5361  
**Comments:** DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant  
**Permits:** Conservation District Use Permit, Water Use, Pump Installation, NPDES, Underground Injection Control, Grading, Building

The Hawaii Housing Finance & Development Corporation (HHFDC) is proposing to convert an existing exploratory well, Keopu-HFDC Well No. 3957-05, in the Hienaloli 1-6 land tract of North Kona, into a production well and construct an accompanying control building with a chlorination system and a reservoir with a capacity of up to 2.0 MG. The well site is situated at the 1,600-foot elevation east of Kailua-Kona. Included with the proposed well facilities are transmission lines to connect the new well with the County’s North Kona Water System. Once the well facilities are dedicated to the County Department of Water Supply, the DWS can distribute the water to area customers including HHFDC’s planned affordable housing development in Keahuolu. The new lines will be installed within Mamalahoa Highway, Kealakaa Street, and Manawalea Street.

Financing for the project would come from the State Legislature through the State’s Capital Improvement Program, HHFDC’s Dwelling Unit Revolving Fund, and/or private funds. The new source of water will support development envisioned in the Kona Community Development Plan including the planned residential developments in Kealakehe and Keahuolu. There will be short-term project impacts during construction, but overall, the project is not expected to generate any significant long-term adverse impacts.

**10. Waikoloa Dry Forest Recovery Project (DEA)**

**Island:** Hawaii  
**District:** South Kohala  
**TMK:** (3) 6-8-02:15 (por)  
**Proposing Agency:** Dept of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, HI 96813  
**Approving Agency:** Same  
**Consultant:** Waikoloa Village Outdoor Circle, P.O. Box 38-4721, Waikoloa, HI 96738. Dave Faucette, 883-3362  
**Comments:** DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant

The Waikoloa Dry Forest Recovery project seeks to restore and protect a native lowland dry forest habitat over 275 acres of open space south of the community of Waikoloa Village. The Waikoloa Village Chapter of the Outdoor Circle with the assistance from the Hawaii Forest Stewardship Program will manage this native dry forest restoration project that contains a native lowland wiliwili (*Erythrina sandwicense*) forest with endangered uhiuhi (*Caesalpinia kavaiensis*) trees. The 10-year project aims to restore native forest around a remnant patch of lowland wiliwili forest habitat, and establish new populations of 9 endangered plant species. No significant negative impacts are anticipated under this project, but numerous positive benefits are expected, including additional fire protection for the Waikoloa Village community; restoration of open space; native, threatened and endangered species habitat improvement; and control of weedy and invasive species.

**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.

<b>File No.:</b>	CDUA MA-3526
<b>Applicant:</b>	County of Maui, Department of Public Works
<b>Location:</b>	Lahaina, Maui
<b>TMK:</b>	(2) 4-7-01:18
<b>Proposed Action:</b>	Lahaina Watershed Flood Control Project
<b>343, HRS determination:</b>	The Final Environmental Impact Statement (FEIS) was published in OEQC's Environmental Notice on January 8, 2004, and the Mayor, County of Maui was the accepting authority of the FEIS.
<b>Applicant's Contact:</b>	Mich Hirano, 244-2015
<b>File No.:</b>	CDUA MA-3508
<b>Name of Applicant:</b>	James Argyropoulos & Gary Goetzman
<b>Location:</b>	Kuau Bay, Paia, Makawao District, Maui
<b>TMK:</b>	(2) 2-6-9-05 & 21
<b>Proposed Action:</b>	Shoreline Protection
<b>343, HRS determination:</b>	Maui County Department of Planning is the approving agency for the Env Assessment
<b>Applicant's Contact:</b>	Colleen Suyama, Munekiyo & Hiraga, Inc., 244-2015

<b>File No.:</b>	CDUA KA-3524
<b>Name of Applicant:</b>	State Department of Transportation, Highways Division
<b>Location:</b>	Kuhio Hwy at Lumahai and Waikoko, Hanalei, Kauai, between mileposts 5.0 and 5.17
<b>TMK:</b>	(4) 5-7-3:3 & 5-6-3:4
<b>Proposed Action:</b>	Roadwork; Consolidation & Resubdivision
<b>343, HRS determination:</b>	The State Department of Transportation published a Finding of No Significant Impact (FONSI) in the October 8, 2006 Environmental Notice
<b>Applicant's Contact:</b>	George Nishimura; Nishimura, Katayama, & Oki, Inc., 947-2808

  

<b>File No.:</b>	CDUA OA-3527
<b>Name of Applicant:</b>	Hawaii Metamorphosis, LLC
<b>Location:</b>	Ewa, Oahu
<b>TMK:</b>	(1) 9-1-26:26
<b>Proposed Action:</b>	Shoreline Remediation (part of the Hanua Street Soil Containment Cap and Barrier Project)
<b>343, HRS determination:</b>	The Final Environmental Assessment (FEA) was published in OEQC's Environmental Notice on June 23, 2009. The City and County Department of Planning was the approving agency of the FEA.
<b>Applicant's Contact:</b>	David Daugherty, Masi Fujioka & Associates, 484-5366

## 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](mailto:jnakagaw@dbedt.hawaii.gov) or Fax: (808) 587-2899.

### Manuwai Management Unit Expansion and Ungulate Exclusion Fence, Waianae, Oahu

**Federal Action:** Federal Agency Activity  
**Federal Agency:** U.S. Army Garrison Hawaii  
**Contact:** Maura Mastriani, 551-1921  
**Location:** Kaala Natural Area Reserve, Waianae Mountains, Oahu  
**TMK:** (1) 6-7-3: 18, 25  
**CZM Contact:** John Nakagawa, 587-2878, [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)  
**Proposed Action:** Increase the area of the Manuwai Management Unit within the Kaala Natural Area Reserve from 166 acres to 301 acres. The expansion of the natural resource management area will be accomplished by constructing a new ungulate exclusion fence, which will help stabilize the ecosystem by preventing further invasion by ungulates such as feral pigs, goats and cattle, and also by allowing removal of ungulates within the area. The length of the new fence perimeter would be an increase from 11,690 feet to 20,246 feet. The proposed action is part of the Makua Implementation Plan.  
**Comments Due:** October 22, 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: 820 Kailua Road, Kailua (formerly 4-2-16:04)	Kailua Regional Wastewater Treatment Plant and Collection System (2009/SMA-50)	Dept of Design and Construction, City and County of Honolulu / Wilson Okamoto Corp
Hawaii: Kapoho Beach Lots (1-4-010:40 & 41)	After-the-fact Construction of Rock Walls and Landscaping Features (SMM 09-125)	Michael Bolduc
Hawaii: Kailua Airport (7-5-05:12)	Addition of Outside Shower and Enlargement of Boat House (SMM 09-126)	Roger Harris, Keauhou Kona Construction Corporation
Kauai: Lihue (3-7-03:08)	Construct ADA Paved Pathway, Install two ADA Campsite & Signage (SMA(M)-2010-3)	Dept of Parks & Recreation
Maui: Haiku (2-7-04:01; 2-7-07:04)	Add Berms with Security Gates (SM2 20090066)	Maui Pineapple Co. Ltd.
Maui: (2-2-02:72)	Church Activities (SM2 20090067)	Hope Chapel
Maui: Kahului (3-7-10:09)	Antennas & Equip Box Upgrade (SM2 20090068)	Kaneshiro, Eric
Maui: (4-3-03:15)	Renovate Condo (SM2 20090069)	Mauritson, 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-1322	9/8/09	Parcel 3-A and Lot 3 Being a portion of reclaimed (filled) land of Kaneohe and Opaapaa Subdivision, being a portion of Royal Patent 7984, Land Commission Award 4452, Apana 13 to H. Kalama situate at Malae, Kaneohe, Koolauapoko, Oahu Address: 44-375 Kaneohe Bay Drive Purpose: Property is for sale	Dennis K. Hashimoto/ Lewis Schreiner Trust	4-4-21:19 & 54
OA-1323	9/21/09	Lot 5, Kawailoa Beach Lots Section "E" Portion R.P. 4475, L.C. Aw. 7713 Ap. 33 to V. Kamamalu situate at Kawailoa, Waialua, Oahu Address: 61-715 Papailoa Road Purpose: Building permit	Walter P. Thompson, Inc./ Waialua Oceanview LLC	6-1-04:70
OA-1324	9/21/09	Moana Surf Rider Hotel and Tower Lot D (Map 2) of Land Court Application 1071 and Parcel 3 Lots A and B (Map 1) of Land Court Application 1677 and Parcel 4 Lots B (Map 3), A-2 (Map 4), A-1-A and A-1-B (Map 5) of Land Court Application 1274 and Parcel 5 situate at Waikiki, Honolulu, Oahu Address: 2353 and 2365 Kalakaua Avenue Purpose: Permitting purposes	ControlPoint Surveying, Inc./ Kyo-ya Hotel and Resorts, LP	2-6-01:12 & 13

OA-1325	9/18/09	Lots 11 and 11-A and a 10 ft. wide lane of Kahala Subdivision as shown on Bishop Estates Maps 1063 and 4530, being a part of Royal Patent 7721, Land Commission Award 228, Apana 2 to Kaleiheana situate at Kahala, Honolulu, Oahu Address: 4551 Kahala Avenue Purpose: Renovations to property	Dennis K. Hashimoto/ James L. McMillan, Linsey McMillan Co-Trustees	3-5-04:06
OA-1326	9/28/09	Beach Reserve, Section C, Kawaihoa Beach Lots situate at Kawaihoa, Waialua, Oahu Address: 61-485 Kamehameha Highway Purpose: Easement and possible subdivision	Walter P. Thompson Inc./ Kamehameha Schools	6-1-08:23
HA-412	9/1/09	Portion of R.P. 8072, L.C. Aw. 7073, Ap. 1 to Kapae situate at Kahului 2nd, North Kona, Island of Hawaii Address: 75-6002 Alii Drive, Apt. 3113 Purpose: Obtain building permit	Wes Thomas Associates/ Michael Galego	7-5-19:03 (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-1300	Proposed Shoreline Certification	Lot 733 Land Court Application 1089 as shown on Map 84 situate at Kamananui, Waialua, Oahu Address: 67-291 Kahaone Loop Purpose: Calculate building potential and obtain building permit	Wesley T. Tengan/ Timothy F. McDevitt	6-7-15:63
OA-1308	Proposed Shoreline Certification	Lot 1 of Land Court Application 1818 (Map 1) situate at Kawaihapai, Waialua, Oahu Address: 68-945 Farrington Highway Purpose: Determine setback for improvements	Alva Nomura/ Ok Soon Owen	6-8-08:01
OA-1312	Proposed Shoreline Certification	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
HA-403	Proposed Shoreline Certification	Lot No. 6 of "Puako Beach Lots" being a portion of Land Patent Grant 12,005 to Rebecca K. Laau, and Grant 12,944, situate at Puako and Lalamilo, South Kohala, Island of Hawaii Address: 69-1790 Puako Beach Drive Purpose: Construction of residence, seawall repair	Thomas Pattison/ Guo/Kepecs Revocable Trust	6-9-05:18
HA-404	Proposed Shoreline Certification	Lot 3, portion of Land Court App. 1705, situate at Holualoa 3rd, North Kona, Island of Hawaii Address: 77-6300 Alii Drive Purpose: SMA permit application	Dr. William C. Foulk/ Meredith Kailua- Kona LLC	7-7-04:25

HA-408	Proposed Shoreline Certification	Lot 18 of Puako Beach Lots (HTS Plat 414-A) being the whole of Grant S-13,797 to Vera Wolf Spencer situate at Lalamilo, Waimea, South Kohala, Island of Hawaii Address: 68-1910 Puako Beach Drive Purpose: Obtain County building permits	Wes Thomas Associates/ 132 Puako LLC	6-9-06:18
HA-409	Proposed Shoreline Certification	Portion of R.P. 4475, L.C. Aw. 7713, Ap. 43 to V. Kamamalu situate at Holualoa 1st and 2nd, North Kona, Island of Hawaii Address: N/A Purpose: Obtain County building permits	Wes Thomas Associates/ Resolute, Inc.	7-6-16:12
HA-410	Proposed Shoreline Certification	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
KA-326	Proposed Shoreline Certification	Lot 37 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: 7834 Kuhio Highway Purpose: CDUA and building permit	Wagner Engineering Services, Inc./ Matt & Judy Malerich	5-9-05:25

**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, Non Covered Source Permit	Monsanto Company NSP No. 0676-01-N Application for Modification No. 0676-03	Located at: 1 Numila Road Kalaheo, Kauai	Issued: 9/17/09	Grain Processing Facility
Clean Air Branch, 586-4200, Non Covered Source Permit	Alsco - American Linen Division NSP No. 0024-03-N Renewal Application No. 0024-07	Located at: 2771 Wai Wai Loop, Honolulu, Oahu	Issued: 9/17/09	One (1) 400 HP Boiler and Three (3) 250 HP Boilers
Clean Air Branch, 586-4200, Covered Source Permit	E.M. Rivera & Sons, Inc. CSP No. 0476-01-CT Renewal Application No. 0476-03	Located at: Various Temporary Sites, State of Hawaii	Comments Due: 10/21/09	170 TPH Portable Crushing Plant with 362 HP Diesel Engine Generator
Clean Air Branch, 586-4200, Non Covered Source Permit	Lili Industrial Laundry NSP No. 0722-01-N Initial Application No. 0722-01	Located at: 312 H Alamaha Street, Kahului, Maui	Issued: 9/21/09	One (1) 100 HP Boiler and One (1) 50 HP Boiler

**FEDERAL NOTICES**

**Kauai National Wildlife Refuge Complex, Kauai**

The U.S. Fish and Wildlife Service (Service), intends to prepare a comprehensive conservation plan (CCP) for the Kilauea Point, Hanalei, and Huleia National Wildlife Refuges (NWRs). They will also prepare an environmental

assessment (EA) to evaluate the potential effects of various CCP alternatives. The purpose of developing a CCP is to provide refuge managers with a 15-year direction for achieving refuge purposes and contributing toward the mission of the National Wildlife Refuge System (NWRS), consistent with sound principles of fish and wildlife conservation, legal mandates, and Service policies. In addition to outlining broad management direction on conserving wildlife and their habitats, CCPs identify wildlife-dependent recreational opportunities available to the public, including opportunities for hunting, fishing, wildlife observation, wildlife photography, and environmental education and interpretation. The Service will prepare a CCP/EA in compliance with the National Environmental Policy Act (NEPA) of 1969.

To ensure consideration, please send your written comments by November 27, 2009. Send your comments or requests for more information by any of the following methods: E-mail: [FW1PlanningComments@fws.gov](mailto:FW1PlanningComments@fws.gov). Include Kauai NWR Complex CCP Scoping Comments in the subject line of the message. Fax: Attn: Shannon Smith, (808) 828-1413. U.S. Mail: Kauai National Wildlife Refuge Complex, P.O Box 1128, Kilauea, HI 96754. Additional information concerning the NWRs is available at <http://www.fws.gov/hanalei/>; <http://www.fws.gov/huleia/>; and <http://www.fws.gov/kilaueapoint/>. For further information, contact Shannon Smith, (808) 828-1413, or [Shannon\\_Smith@fws.gov](mailto:Shannon_Smith@fws.gov).

## **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).