

# THE ENVIRONMENTAL NOTICE

A semi-monthly periodic bulletin published by the Office of Environmental Quality Control pursuant to Section 343-3, Hawai'i Revised Statutes  
July 23, 2011

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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 issued 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 issued, send us your email address and we'll put you on our mailing list.



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Toll Free: Kaua'i: 274-3141 ext. 64185 · Maui: 984-2400 ext. 64185 · Moloka'i/Lāna'i: 1-800-468-4644 ext. 64185  
Hawai'i: 974-4000 ext. 64185

## HAWAI'I (HRS 343)

### 1. [High Altitude Mountainous Environment Training Draft EA](#) ([Appendices](#))

**Island:** Hawai'i  
**District:** Hāmākua  
**TMK:** Multiple  
**Permits:** Right of Entry via Hawai'i Department of Land and Natural Resources, Division of Forestry and Wildlife Special Use Permit

#### Proposing

**Agency:** United States Army Garrison, Hawai'i (USAG-HI), 851 Wright Avenue, Wheeler Army Airfield, Schofield Barracks, Hawai'i 96857-5000. Contact: Mr. William Rogers (808) 656-3075

#### Approving

**Agency:** Department of Land and Natural Resources Kalanimoku Building, 1151 Punchbowl Street, Honolulu, Hawai'i 96813. Contact: William J. Aila, Jr., (808) 587-0400

**Consultant:** Portage, 1075 S. Utah Ave., Suite 200, Idaho Falls, ID 83402. (208) 419-4176

**Status:** Anticipated Finding of No Significant Impact. 30-day comment period begins; comments are due on August 21, 2011. Send comments to the Proposing Agency and the Consultant

The proposed action is to provide 90 helicopter pilots and crew 180 hours of high altitude training in October 2011 in preparation for deployment to Afghanistan to satisfy mandatory annual training requirements. The Army's preferred alternative consists of flying to, hovering, and touch and go landings at three (3) landing zones (LZs) located on the slopes of Mauna Kea and three (3) LZs located on the slopes of Mauna Loa. Aircraft landing in the LZs would not be picking up or dropping off troops or supplies. Aircraft will be spending a minimal amount of time in the LZ areas, and ground time should not exceed 10 minutes per landing.

Familiarity with this specialized high altitude environment is critical to save the lives of our 25th Combat Aviation Brigade aircrews and the Soldiers they transport when operating in support of Operation Enduring Freedom in Afghanistan.

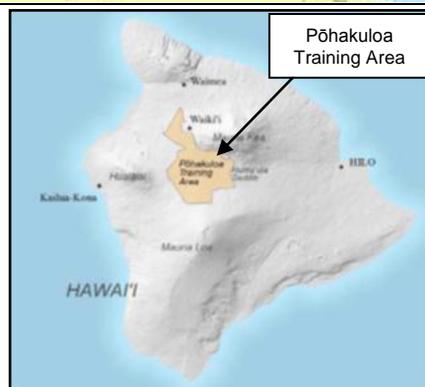
Based on careful review of the analysis and conservation measures set forth in the EA and consideration of public comments received to date, implementing the Preferred Alternative would result in no significant direct, indirect, or cumulative impacts on natural resources, cultural resources, water resources, recreational resources and other resources assessed in the EA. Implementing the Preferred Alternative is not a major federal or state action that would significantly impact the quality of the environment.

### 2. [Maku'u Farmers Market and Community Center Final EA \(FONSI\)](#) ([Appendix B](#), [Appendix C](#))

**Island:** Hawai'i  
**District:** Puna  
**TMK:** (3) 1-5-10: 17  
**Permits:** Underground Injection Control/Approval of Drywells, Approval of Septic Systems, Approval of Driveway Connection, Plan Approval and Approval of Construction Plans  
**Applicant:** Maku'u Farmers Association, 15-2131 Kea'au-Pahoa Highway, Pahoa, Hawai'i 96778. Contact: Paula Kekahuna, (808) 965-1441

#### Approving

**Agency:** Department of Hawaiian Home Lands, P.O. Box 1879, Honolulu, Hawai'i 96805.



Contact: Kaleo Manuel, (808) 620-9485

**Consultant:** Brian T. Nishimura, 101 Aupuni Street, Suite 217, Hilo, Hawai'i 96720.

Contact: Brian T. Nishimura, (808) 935-7692

**Status:** Finding of No Significant Impact (FONSI)

The Maku'u Farmers Association is utilizing approximately 9 acres of land leased from the Department of Hawaiian Home Lands to develop a Farmers' Market and a Community Center facility to provide a gathering place which enhances community identity, reflects and preserves Hawaiian culture and values while promoting small business enterprises. Initial work on the project began in 2001 and approximately 2/3 of 9 acre area has been developed including site clearing and grading, erecting canopy tents to accommodate approximately 125 vendors, vehicle parking spaces, installation of County water service, installation of a restroom facility with septic system and construction of the Māla and cultural village. The remaining area will be utilized to construct a community center which will be utilized for community gatherings, cultural workshops, agricultural related workshops, and business development workshops. The facility will also provide community access to a Certified Kitchen and Cooking Facility for start-up businesses, training, and fundraising opportunities as well as access to office equipment and computers. The Community Center is planned to be built in phases. Phase I will include approximately 3,000 square feet of floor space which will have two multi-purpose rooms and office. Phase II construction will include restrooms and storage space. Phase III will include one private and one public certified kitchen, storage space and an 'imu. The final phase will involve the construction of an 8,000 square foot great hall.

The project site has no valuable natural, historic or cultural resources. The nature and scale of the proposed action is such that no significant environmental effects are anticipated. Potential short term construction impacts, if any, can be mitigated through careful construction management practices and compliance with all governmental requirements including those of the State Department of Health and the County Department of Public Works.

### 3. [UH Hilo, College of Pharmacy Final EA \(FONSI\)](#)

**Island:** Hawai'i

**District:** South Hilo

**TMK:** (3) 2-4-001: 007 (portion) and 041 (portion)

**Permits:** Height Variance, Use Permit and Plan Approval, Building/Grading Permits, Water Permit, Sewer Connection Approval, Americans with Disabilities Act (ADA) Accessibility, and Natural Pollutant Discharge Elimination System (NPDES) Permit.

#### **Proposing/Determination**

**Agency:** University of Hawai'i, Office of Capital Improvements, 1960 East West Road, Room B-102, Honolulu, Hawai'i 96822. Contact: Brian Minaai, (808) 956-7935

**Consultant:** PBR Hawai'i, 1001 Bishop Street, Suite 650, Honolulu, Hawai'i 96813.

Contact: Vincent Shigekuni, (808) 521-5631

**Status:** Finding of No Significant Impact (FONSI)

The University of Hawai'i at Hilo (UHH) is proposing to construct permanent facilities for the College of Pharmacy within the UHH University Park to support the growing demand for a comprehensive pharmacy education center based in the Pacific Island region. In 2008, the UHH approved a Final Environmental Assessment (EA) for proposed interim UHH College of Pharmacy Facilities, with a Finding of No Significant Impact (FONSI) (PBR HAWAII'I, *Final Environmental Assessment for University of Hawai'i at Hilo, College of Pharmacy*, Honolulu, Hawai'i. January 2008).

Since the publication of the FONSI, three of the four proposed modular buildings have been completed. Subsequently, UHH was able to secure funding for permanent facilities on the two adjoining "lots" to the north and is proposing to construct its permanent College of Pharmacy facilities. The proposed action will require the use of State land and funds and possibly some County Lands for infrastructure service.



## MAUI (HRS 343)

### 4. Mahinahina Exploratory Well Final EA (FONSI)

**Island:** Maui  
**District:** Lahaina  
**TMK:** 4-4-04:009  
**Permits:** National Pollutant Discharge Elimination System Permit, Well Construction Permit, and Grading and Grubbing Permit



#### Proposing/Determination

**Agency:** County of Maui, Department of Water Supply, 200 South High Street, 5<sup>th</sup> floor, Wailuku, Maui, Hawai'i 96793. Contact: Alan Murata, (808) 270-7835  
**Consultant:** Fukunaga and Associates, Inc., 1357 Kapi'olani Boulevard, Suite 1530, Honolulu, Hawai'i 96814. Contact: Andrew Amuro, (808) 944-1821  
**Status:** Finding of No Significant Impact (FONSI)

The Maui Department of Water Supply (MDWS) relies on surface water for 60% of the public water supply in West Maui. The MDWS proposes to drill and test an exploratory well in Mahinahina, within the Honokowai Aquifer System, Lahaina Aquifer Sector, to investigate the viability of backup sources of potable water during droughts and when the surface water treatment plants are undergoing maintenance.

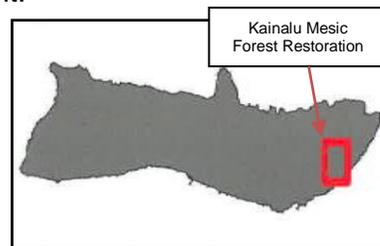
The proposed exploratory well site is located on the southeast corner of a fallow agricultural field with TMK (2) 4-4-04:009. The parcel is owned by the State of Hawai'i. The proposed site is about three miles mauka of Honokowai Beach Park at approximately elevation 1340 feet above sea level.

Short-term impacts are associated with the construction activities at the project sites. The impacts are not anticipated to be significant; and will be controlled and minimized by Federal, State, and County of Maui laws, regulations, best management practices, and monitoring of construction by County inspectors. After drilling and testing, the well will be secured with a locking cap and the disturbed area restored. Therefore, long term impacts are not anticipated to be significant.

## MOLOKA'I (HRS 343)

### 5. Kainalu Mesic Forest Restoration Project Draft EA

**Island:** Moloka'i  
**District:** Waialua  
**TMK:** 5-7-005-022 and 5-7-003-053  
**Permits:** Conservation District Use Permit  
**Applicant:** Dunbar Ranch Partners, HC 01 Box 901, Kaunakakai, Hawai'i 96748. Contact: Lance Dunbar, (808) 558-8362



#### Approving

**Agency:** State of Hawai'i, Department of Land and Natural Resources, OCCL, P.O. Box 621, Honolulu, Hawai'i 96803. Contact: Dawn Hegger, (808) 587-0380  
**Consultant:** Not Applicable  
**Status:** Anticipated Finding of No Significant Impact. 30-day comment period begins; comments are due on August 21, 2011. Send comments to the Applicant and the Approving Agency

The proposed project will protect and restore approximately 15 acres of land bordering two riparian streams at about the 1,700' elevation on the East end of Molokai at Kainalu. Nonnative and invasive plant species will be removed and replaced with native plant species. As part of the project, a 1.5 mile fence will be constructed to confine cattle and other feral ungulates to pasture areas and to restrict movement into two riparian areas. Fencing will be done along the pasture borders. Fencing will consist of Hi Tensil hog wire, skirts (where needed), Tposts and Kiawe posts. Hand tools will be used to clear areas for the fence installation. Rare native species and native habitat will be preserved through the control of invasive species, limiting ungulate movement into sensitive native areas, and preserving native

habitat. Additionally by limiting access into the riparian areas we will greatly reduce erosion and sedimentation to our near shore reef system. Overall, the project will not negatively affect the environment, infrastructure, public facilities, social or economic factors but help the watershed and natural resources.

## O'AHU (HRS 343)

### 5. [Palani Avenue Drainage Improvements Draft EA](#)

**Island:** O'ahu  
**District:** Honolulu  
**TMK:** (1) 2-7-034  
**Permits:** Building Permit, Street Usage Permit, Permit to Excavate (Trenching), Community Noise Permit, and NPDES Permit



#### Proposing/Determination

**Agency:** Department of Design and Construction, City and County of Honolulu, 650 South King Street, Honolulu, Hawai'i 96813. Contact: Edward Visaya, (808) 768-8807  
**Consultant:** Gray, Hong, Nojima & Associates, Inc., 841 Bishop Street, Suite 1100, Honolulu, Hawai'i 96813. Contact: Michael H. Nojima, (808) 521-0306  
**Status:** Anticipated Finding of No Significant Impact. 30-day comment period begins; comments are due on August 21, 2011. Send comments to the Proposing Agency and the Consultant

The City and County of Honolulu proposes to construct improvements to an underground drainage system to improve and facilitate the conveyance of storm runoff from Palani Avenue in the Kapahulu area.

The proposed underground drainage system, consisting of pipes and drainage structures, extends an existing drain near the intersection of Date Street and Kapahulu Avenue to near 731 Palani Avenue. Existing utilities to be relocated includes water, gas and an underground electrical line serving 721 Palani Avenue.

Direct impacts resulting from construction activities include increased traffic congestion, disruption of residential/business activities, noise, dust, and utility interruptions. There should be no impacts to endangered species, archaeological resources, or cultural practices. No long-term adverse indirect, secondary and cumulative impacts are anticipated. Beneficial long-term impacts include reduction of future property damage, inconvenience, and health hazards due to flooding in the vicinity of Palani Avenue. The estimated project construction is \$1,700,000 and will be funded by the City and County of Honolulu. The project is expected to be put out to bid in the 2<sup>nd</sup> half of 2012 with construction to follow. The construction of the improvements is anticipated to take about 1 year to complete.

### 6. [Kewalo Basin Repair Project Final EIS Acceptance](#)

The Governor has accepted the Kewalo Basin Repair Project Final Environmental Impact Statement. The notice of availability was listed in the April 23, 2011 issue of The Environmental Notice.

## HABITAT CONSERVATION NOTICE

### [Auwahi Wind Energy Draft Habitat Conservation Plan](#)

**Applicable Law:** HRS Chapter 195D  
**Island:** Maui  
**Districts:** Hana, Kula, Kihei  
**TMK:** Wind Farm Site – (2) 1-9-001:006, Generator-tie Line – (2) 1-9-001:006, (2) 2-1-009:001, (2) 2-1-009:999, (2) 2-1-008:001

**Permits:** Incidental Take License  
**Applicant:** Auwahi Wind Energy, LLC, 101 Ash St., HQ 14, San Diego, CA, 92101. Contact: Mitch Dmohowski, (619) 696-2000

**Approving Agency:** Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i 96815. (808) 587 0166

**Consultant:**

**Status:** Send comments to the address listed below by September 27, 2011.



Auwahi Wind Energy LLC (Auwahi Wind or Applicant) proposes to construct and operate a wind farm (the Project) with a net generating capacity of 21 megawatts (MW), augmented with a battery energy storage system (BESS) in east Maui, Hawai'i. In addition to the wind turbine generators (WTG) and the BESS, the proposed Project would include an electrical collection system, an operations and maintenance (O&M) facility and related infrastructure, an approximately 9-mile (15-kilometer [km]) 34.5-kilovolt (kV) generator-tie line, an interconnection substation, and an approximately 27-mile (44-km) construction access route from the Port of Kahului to the Project site (Figures 1-1 and 1-2).

Construction and operation of the Project has the potential to result in incidental take of species listed under the federal Endangered Species Act (ESA) of 1973, as amended, and the State of Hawai'i endangered species statutes, including the 'ua 'u or Hawaiian petrel (*Pterodroma sandwichensis*); 'a 'o, nēnē or Hawaiian goose (*Branta sandvicensis*); ōpe'ape'a or Hawaiian hoary bat (*Lasiurus cinereus semotus*); and Blackburn's sphinx moth (*Manduca blackburni*).

To address potential take and to comply with Hawaii endangered species law, Hawai'i Revised Statutes Chapter 195D, the Applicant has developed a Habitat Conservation Plan that outlines measure to avoid, minimize, mitigate, and monitor take of the aforementioned covered threatened and endangered species. In addition, the Habitat Conservation Plan outlines measure to ensure a net recovery benefit to the species that are the focus of the plan.

The public is encouraged to comment on the draft Habitat Conservation Plan. Please send comments to:

Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street Room 325, Honolulu, HI, 96813. Attention: HCP Coordinator Sandee Hufana or email comments to: [Sandee.K.Hufana@hawaii.gov](mailto:Sandee.K.Hufana@hawaii.gov).

**Public comments should be received by September 27, 2011.**

The Division of Forestry and Wildlife will also hold a public hearing on Maui to receive public comments on the draft Habitat Conservation Plan. The date and location of the public hearing will be made available to the public via legal notice in the Honolulu Star Bulletin and the Maui News.

## CONSERVATION DISTRICT USE APPLICATIONS

Persons interested in commenting on the following Conservation District Use Applications or interested in receiving notification of determinations on Conservation District Use Applications must submit comments and requests to the Department of Land and Natural Resources. Notification requests must include the following information: 1) Name and address of the requestor; 2) The application 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 CDUAs. However, DLNR is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact the Office of Conservation and Coastal Lands (OCCL) staff listed for each project.

**PROJECT:**

**File No.:** CDUA MA-3596  
**Name of Applicant:** Derrick Elfalan  
**Location:** Kolea, Hana, Maui  
**TMK:** (2) 1-1-001:050  
**Proposed Action:** State Department of Accounting and General Services (DAGS) Kolea Reservoir and Dam Removal Project  
**343, HRS determination:** The Final Environmental Assessment (FEA) was published in OEQC's Environmental Notice on May 23, 2011  
**Applicant's Contact:** Derrick Elfalan, 828 Fort Street Mall, Suite 600, Honolulu, Hawai'i 96813  
**OCCL Staff Contact:** Dawn Hegger, (808) 587-0380

**PROJECT:**

**File No.:** CDUA MO-3597  
**Name of Applicant:** Dunbar Ranch Partners  
**Location:** Kainalu Ranch, Kalua'aha-Waialua, Moloka'i  
**TMK:** (2) 5-7-005:022 and 5-7-003-053  
**Proposed Action:** Plant Restoration and Fencing  
**343, HRS determination:** Draft EA published in this issue (July 23, 2011) with an Anticipated Finding of No Significance Impact  
**Applicant's Contact:** Lance Dunbar, (808) 558-8362  
**OCCL Staff Contact:** Dawn Hegger, (808) 587-0380

**PROJECT:**

**File No.:** CDUA HA-3598  
**Applicant:** University of Hawai'i at Hilo  
**Location:** Puako, Lalamilo, Island of Hawai'i  
**TMK:** (3) 6-6-002:045  
**Proposed Use:** Establishment of the Kalaukaua Marine Center  
**343, HRS determination:** The Final Environmental Assessment (FEA) was published in OEQC's Environmental Notice on March 23, 2009  
**Applicant's Contact:** Thomas A. Fee, (808) 545-2055  
**OCCL Staff Contact:** Tiger Mills, (808) 587-0382

**PROJECT:**

**File No.:** CDUA HA-3599  
**Applicant:** Douglas B. Goehring  
**Location:** Wailea, South Hilo  
**TMK:** (3) 2-9-003:003  
**Proposed Use:** Single Family Residence  
**343, HRS determination:** The Final Environmental Assessment (FEA) was published in OEQC's Environmental Notice on June 8, 2011  
**Applicant's Contact:** Douglas B. Goehring, (865) 335-0555  
**OCCL Staff Contact:** Tiger Mills, (808) 587-0382

**PROJECT:**

**File No.:** CDUA HA-3602  
**Name of Applicant:** Malama O Puna  
**Location:** Alua Bay, Kealakehe, North Kona, Hawai'i  
**TMK:** (3) 7-4-008:071  
**Proposed Action:** Landscaping (Mangrove Removal)  
**343, HRS determination:** Exempt

**Applicant's Contact:** Ann Kobsa, [ann.kobsa@gmail.com](mailto:ann.kobsa@gmail.com)  
**OCCL Staff Contact:** Michael Cain, (808) 587-0048

**PROJECT:**

**File No.:** CDUA MA-3603  
**Name of Applicant:** University of Hawai'i, Institute for Astronomy  
**Location:** Maui Space Surveillance Complex, Haleakalā High Altitude Observatories Site, Waiakoa, Makawao, Maui  
**TMK:** (2) 2-2-007:008  
**Proposed Action:** Modification to Existing Structure (Three COTS Telescopes)  
**343, HRS determination:** Exempt  
**Applicant's Contact:** James Brannon, The Boeing Company, [james.brannon.ctr@maui.afmc.af.mil](mailto:james.brannon.ctr@maui.afmc.af.mil)  
**OCCL Staff Contact:** Michael Cain, (808) 587-0048

**COASTAL ZONE MANAGEMENT NOTICES**

**Special Management Area (SMA) Minor Permits**

The SMA Minor permits below have been approved or are pending approval (HRS 205A-30). For more information, contact the county/state Planning Department. Honolulu (523-4131); Hawai'i (961-8288); Kaua'i (241-6677); Maui (270-7735); Kaka'ako or Kalaeloa Community Development District (587-2840).

| Location (TMK)                       | Description (File No.)  | Applicant/Agent                       |
|--------------------------------------|---|---------------------------------------|
| Hawai'i: North Kohala (5-3-007: 047) | Create a Model for Sustainable Farm Living (SMM 11-182)   | Andre and Jyoti Ulrych                |
| Hawai'i: Hāmākua (4-4-004: 001)      | Fencing and related Improvements for Cattle Grazing (SMM 11-183)  | Kamehameha Schools                    |
| Maui: (4-6-006: 026)                 | Demolition of Dwelling Built in 1948 (SM2 20110047)   | Dana Souza                            |
| Maui: Wailuku (3-4-028: 043)         | Demolition Dwelling over 50 Years Old (SM2 20110048)  | Rebudal, Angelo & Juanita TR          |
| Maui: (4-6-008: 006)                 | Front Street Food Fair – July 4, 2011 (SM2 20110049)  | Lahaina Town Action Committee         |
| Maui: Kula (1-9-001: 006)            | Auwahi Wind Farm (SM2 20110050)   | Auwahi Wind Energy, LLC               |
| O'ahu: Wai'ālae (3-5-023: 039)       | Utility Installation, Type A: Addition of Six Panel Antennas, 12 Remote Radio Units, Two New Cabinets, A GPS Antenna and Removal of Three Existing Panel Antennas on the Rooftop of the Kahala Hotel and Resort (2011/SMA-20) | AT&T Mobility/RealCom Associates, LLC |
| O'ahu: Kaluanui (5-3-009: 023)       | Canopy Structure for Children's Playground (2011/SMA-28)  | Ponds at Punalu'u/IPR, Inc.           |

## SHORELINE NOTICES

### Shoreline Certification Applications

The shoreline certification applications below are available for review at the DLNR Offices on Kaua'i, Hawai'i, Maui, and Honolulu, 1151 Punchbowl Street, Room 220 (HRS 205A-42 and HAR 13-222-12). 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. For more information, call Ian Hirokawa at 587-0420.

| File No. | Date    | Location  | Applicant/Owner  | TMK               |
|----------|---------|---|--|-------------------|
| OA-1432  | 7/8/11  | Lot 1188 of Land Court Application 677, Map 301 situate at Kailua, Ko'olaupoko, O'ahu<br>Address: 59 Kailuana Place<br>Purpose: Development of property   | Dennis K. Hashimoto/ 59 Kailuana Place LLC   | 4-3-022:018       |
| OA-1433  | 6/29/11 | Ld. Ct. App. 1510 situate at Waikiki, Honolulu, O'ahu<br>Address: 2161 Kalia Road<br>Purpose: Development of property   | Dennis K. Hashimoto/ Waikiki Shore, Inc.   | 2-6-004:012       |
| OA-1434  | 6/30/11 | Lot A situate at Kane'ohe, Ko'olaupoko, O'ahu<br>Address: 45-101 Kane'ohe Bay Drive<br>Purpose: Setback purposes  | Austin, Tsutsumi & Associates, Inc./ Central Pacific Bank                            | 4-5-030:001       |
| OA-1435  | 7/1/11  | Lot "E" portion of Lot 5 "Hau'ula Beach Lots" being also a portion of Land Patent Grant 4929 to August Hamburg situate at Hau'ula, Ko'olauloa, O'ahu<br>Address: 54-051 Kamehameha Highway<br>Purpose: Renovation   | Anthony Crook/ Phyllis Lee   | 5-4-009:026       |
| OA-1436  | 7/6/11  | Parcel 10 being a portion of R.P. 2225 L.C. Aw. 6165, Ap. 1 to Pahana situate at Ka'alea, Ko'olaupoko, O'ahu<br>Address: 47-711 Kamehameha Highway<br>Purpose: Building setback requirement   | Jaime F. Alimboyoguen/ Robert Cambra   | 4-7-014:010       |
| OA-1437  | 7/8/11  | Portion Makaha Beach Park Lot 90-B and Lot 89 being portions of R.P. 2243, L.C. Aw. 10613, Ap. 5 to Paki same being a portion of Exclusion 1 as shown on Map 1 and Lot K-1-A as shown on Map 5 and Lot C-2 as shown on Map 25 of Land Court Application 1052 situate at Makaha, Wai'anae, O'ahu<br>Address: N/A<br>Purpose: Building setback and shoreline setback variance | Ryan M. Suzuki/ City and County of Honolulu  | 8-4-001:012       |
| OA-1438  | 7/12/11 | Lot 6-A of Map 6 & Lot 60 of Map 12 Land Court Application 1810 situate at Mokuleia, Waialua, O'ahu<br>Address: 68-411 Farrington Highway<br>Purpose: Building purposes   | Gil P. Bumanglag/ Michael K. Dailey  | 6-8-003:018 & 037 |
| MA-484   | 6/29/11 | Lot 18 of the Waiohuli-Keokea Beach Lots Second Series situate at Waiohuli-Keokea, Kihei, Maui<br>Address: 1498 Halama Street<br>Purpose: Irrigation well   | Akamai Land Surveying, Inc./ Vernon Altman   | 3-9-010:016       |
| MO-155   | 7/8/11  | Portion of Lot B of the Schroll Trust Subdivision situate at Pūko'o, Moloka'i<br>Address: 8702 Kamehameha V Highway<br>Purpose: Shoreline setback purposes  | Ronald M. Fukumoto Engineering, Inc./ Ke Kua'aina Hanauna Hou                        | 5-7-007:021       |
| MO-156   | 7/8/11  | Lot A of the Schroll Trust Subdivision being a portion of Royal Patent 7375, Land Commission Award 8214 to Ilae Napohaku situated at Pūko'o, Moloka'i<br>Address: 8702 Kamehameha V Highway<br>Purpose: Shoreline setback purposes  | Ronald M. Fukumoto Engineering, Inc./ Maud Hill Schroll Pūko'o Lagoon Property Trust | 5-7-007:087       |

## Shoreline Certifications and Rejections

The shoreline notices below have been proposed for certification or rejection by DLNR (HRS 205A-42 and HAR 13-222-26). Any person or agency who wants to appeal shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of this public notice. Send the appeal to the Board of Land and Natural Resource, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813.

| File No. | Proposed/Rejected                | Location  | Applicant/Owner  | TMK                |
|----------|----------------------------------|---|--|--------------------|
| MA-471   | Proposed Shoreline Certification | Portion of Grant 3152 to Henry Cornwell situate at Waikapu, Wailuku, Maui<br>Address: North Kihei Road<br>Purpose: SMA application process  | Steven Wapner for Kihei Canoe Club/<br>Alexander & Baldwin, Inc. | 3-8-005:003 (por.) |
| MA-478   | Proposed Shoreline Certification | Lot 1 John M.P. Tavares Subdivision being a portion of Land Commission Award 520, Apana 1 to J.D. Li and Grant 2079, Apana 3 to Kaiwe situated at Huelo, Hamakualoa, Maui<br>Address: 170 Door of Faith Road<br>Purpose: Subdivision purposes   | Jeffree Trudeau/ David C. Bolles                                 | 2-9-007:052        |
| HA-437   | Proposed Shoreline Certification | Lot 9, Vacationland Hawai'i Subdivision, portions of R.P. 4479 and L.P. 8177, L.C. Aw. 8559 Apana 5 to C. Kana'ina and R.P. 7483, L.C. Aw. 4452 Apana 1 and 2 to H. Kalama situate at Kapoho-Halekamahina, Puna, Island of Hawai'i<br>Address: Wai Opae Road<br>Purpose: Due diligence preceding a purchase | John Paris/ Joseph W. Conner                                     | 1-4-067:009        |
| OA-1423  | Proposed Shoreline Certification | Lots 158 to 162, inclusive of Land Court Application 1069 (Map 26) situate at Honouliuli, 'Ewa, O'ahu<br>Address: 91-333, 91-329, 91-317, 91-309, and 91-303 Papipi Road<br>Purpose: Shoreline Determination  | Park Engineering/ Haseko ('Ewa), Inc.                            | 9-1-011:001-005    |
| OA-1426  | Proposed Shoreline Certification | Lot 157 as shown on Map 26 and Lot 297 as shown on Map 45 of Land Court Application 1069 situate at Honouliuli, 'Ewa, O'ahu<br>Address: 91-295 Papipi Road<br>Purpose: Shoreline determination  | Park Engineering/ Haseko ('Ewa), Inc.                            | 9-1-011:006 & 007  |
| OA-1427  | Proposed Shoreline Certification | Lot 23-F Land Court Application 242 (Map 10) situate at Pu'uoloa, 'Ewa, O'ahu<br>Address: 91-129 'Ewa Beach Road<br>Purpose: Permit purposes  | Dean Alcon/ Lester Leu and Lyvonne Leu                           | 9-1-023:001        |
| OA-1428  | Proposed Shoreline Certification | Lot 2697 as shown on Map 274 of Land Court Application 1069 situate at Honouliuli, 'Ewa, O'ahu<br>Address: N/A<br>Purpose: Shoreline determination  | Park Engineering/ City and County of Honolulu                    | 9-4-134:006        |
| OA-1430  | Proposed Shoreline Certification | Lot 11729 as shown on Map 846 and Lot 18888 as shown on Map 1504 of Land Court Application 1069 situate at Honouliuli, 'Ewa, O'ahu<br>Address: 91-101 Papipi Road<br>Purpose: Shoreline determination   | Park Engineering/ Haseko ('Ewa), Inc.                            | 9-1-134:007 & 014  |
| MA-472   | Proposed Shoreline Certification | Lot 23 of the Waiohuli-Keokea Beach Lots Second Series (H.T.S. Plat 1071) situate at Waiohuli-Keokea, Kula, Maui<br>Address: 1536 Halama Street<br>Purpose: Shoreline   | James McCall/ Toshio Okamura                                     | 3-9-010:011        |

|        |                                  |  |   |                            |
|--------|----------------------------------|--|---|----------------------------|
| MA-476 | Proposed Shoreline Certification | Lot 59-B of the Makena Beach Lots being a portion of Land Commission Award 11,216, Apana 21 to M. Kekauonohi situate at Honualua, Makawao, Maui<br>Address: 4456 Makena Road<br>Purpose: Re-certification of shoreline             | Akamai Land Surveying, Inc./ La Canada c/o Stephen Finn     | 2-1-011:029                |
| MA-479 | Proposed Shoreline Certification | Lot D-1 and Lot E Crowell-Raymond Partition portion of Lot 1, Section 4, Second Partition of Hamakuapoko Hui to Kalakini situate at Kuau, Hamakuapoko, Maui<br>Address: 629 Hana Highway<br>Purpose: Determine shoreline setback   | Martina W. Jale/<br>Christopher K. Lawford                  | 2-6-010:025 & 026          |
| MA-480 | Proposed Shoreline Certification | Lot 217 (Map 31) of Land Court Application 1804 situate at Paehu, Honualua, Makawao, Maui<br>Address: 3550 Wailea Alanui Drive<br>Purpose: Building setback and shoreline setback variance   | Ryan M. Suzuki/<br>Wailea Hotel and Beach Resort, LLC       | 2-1-008:067                |
| MA-481 | Proposed Shoreline Certification | Portions of Grant 3152 to Henry Cornwell and Royal Patent 8140, Land Commission Award 5230 to Keaweamahi situate at Pulehu-Nui & Waikapu, Kihei, Maui<br>Address: 145 North Kihei Road<br>Purpose: Permit to drill irrigation well | Akamai Land Surveying, Inc./ Sugar Beach Resort             | 3-8-013:014                |
| MO-154 | Proposed Shoreline Certification | Lot 22 of Land Court Application 1714, as shown on Map 3 being a portion of Grant 2544 to Maunaloa situate at Makakupaianui and Kamiloloa 2, Moloka'i<br>Address: Kamehameha V Highway<br>Purpose: Building permit purposes        | Newcomer-Lee Land Surveyors, Inc./ Nancy Ellen L. Williams  | 5-4-006:032                |
| KA-351 | Proposed Shoreline Certification | Moanakai Road, portion of Executive Order 1187, and Parcel 23, Tax Map Key (4) 4-5-002 situate at Kapa'a, Kawaihau, Kaua'i<br>Address: Moanakai Road<br>Purpose: Lydgate to Kapa'a bike/pedestrian path project                    | Eduardo L. Portugal/<br>County of Kaua'i                    | 4-5-002:001 & 023; 4-5-001 |
| KA-352 | Proposed Shoreline Certification | Lot 3, Land Court Application 889 situate at Waipouli, Kawaihau, Kaua'i<br>Address: 650 Aleka Loop<br>Purpose: Determine shoreline setback   | Esaki Surveying and Mapping, Inc./ Kaua'i Coconut Beach LLC | 4-3-007:028                |

## POLLUTION CONTROL PERMITS

Below is a pollution control permit before the State Department of Health (HRS 342B and HAR 11-60.1). For more information, contact the number given.

| Branch Permit Type                                 | Applicant and Permit Number  | Project Location  | Date                        | Proposed Use        |
|--|--|---|-----------------------------|---------------------|
| Clean Air Branch, 586-4200, -Covered Source Permit | Tesoro Hawai'i Corporation<br>Application for Permit Modification No. 0066-07<br>CSP No. 0066-03-C | Located at:<br>607 Kalaniana'ole Avenue,<br>Hilo, Hawai'i | Comments<br>Due:<br>8/15/11 | Hilo Terminal No. 3 |

## ENVIRONMENTAL COUNCIL NOTICE

The Environmental Council has a tentative meeting scheduled for August 18, 2011. Please go to the State [Calendar](#) website six days prior to the meeting date to review the agenda. For more information, contact the Council at [environmental.council@doh.hawaii.gov](mailto:environmental.council@doh.hawaii.gov) or call 586-4185.

## FEDERAL NOTICES

### False Killer Whale Take Reduction Plan

The National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce. Announces the available of a Draft False Killer Whale Take Reduction Plan developed by the False Killer Whale Take Reduction Team. This proposed rule would implement the proposed False Killer Whale Take Reduction Plan (FKWTRP), which is based on consensus recommendations included in the Draft False Killer Whale Take Reduction Plan. The proposed FKWTRP includes some changes and modifications proposed by NMFS. This action is necessary because current mortality and serious injury of the Hawai'i Pelagic stock of false killer whales incidental to the Hawai'i-based pelagic longline fisheries are above the stock's potential biological removal (PBR), and are therefore inconsistent with the short and long-term goals of the Marine Mammal Protection Act (MMPA). The FKWTRP is intended to meet the requirements of the MMPA through both regulatory and non-regulatory measures. Proposed regulatory measures include gear requirements, longline prohibited areas, training and certification in marine mammal handling and release, captains' supervision of marine mammal handling and release, and posting of NMFS-approved placards on longline vessels. NMFS is also proposing non-regulatory measures, including research and data collection recommendations. Written comments on the proposed rule must be received no later October 17, 2011. Comments on the proposed rule, identified by 0648-BA30, may be sent to either of the following addresses: • *Electronic Submissions:* Submit all electronic public comments via the Federal eRulemaking Portal: <http://www.regulations.gov>; or • *Mail:* Mail written comments to Regulatory Branch Chief, Protected Resources Division, National Marine Fisheries Service, Pacific Islands Regional Office (PIR), 1601 Kapi'olani Blvd., Suite 1110, Honolulu, Hawai'i 96814, Attn: Proposed False Killer Whale Take Reduction Plan (see, 76 FR 42082, July 18, 2011)

### Kalaupapa Federal Advisory Commission Meeting

The National Park Service, of the U. S. Department of the Interior (NPS) announced that the Kalaupapa Federal Advisory Commission would be meeting on July 26, 2011, at 09:00 a.m. (Hawai'i Standard Time) at the McVeigh Social Hall, Kalaupapa National Historical Park, Kalaupapa, Hawai'i 96742. The July 26, 2011, Commission meeting agenda will consist of the following items: (1) Superintendent's Report; (2) General Management Plan (GMP) Update; (3) Commercial Air Service Status at Kalaupapa; (4) Memorial Project Update; (5) Kalaupapa Fire Management Plan Update; (6) Public Comments. For further information contact the Superintendent, Kalaupapa National Historical Park, P.O. Box 2222, Kalaupapa, Hawai'i 96742, telephone (808) 567-6802, x 1100 (see, 76 FR 41517, July 14, 2011).

### Draft Habitat Conservation Plan and Environmental Assessment for Construction and Operations at Kaua'i Lagoons Resort and Golf Course

The Fish and Wildlife Service of the U. S. Department of the Interior (FWS) announced that it received an application from Kaua'i Lagoons LLC (KL) (applicant) for an incidental take permit (ITP) under the Endangered Species Act of 1973, as amended (ESA). The applicant is requesting a 30-year ITP to authorize take of eight bird species – six endangered, one threatened, and one candidate for listing. The ITP application includes a draft habitat conservation plan (HCP) that describes the actions and measures the applicant will implement to minimize, mitigate, and monitor incidental take of the covered species. The ITP application also includes a draft implementing agreement (IA). The Service also announces the availability of

a draft Environmental Assessment (EA) that has been prepared in response to the permit application in accordance with the requirements of the National Environmental Policy Act (NEPA). The Service is making the permit application materials and draft EA available for public review and comment. All comments from interested parties must be received on or before August 26, 2011.

Please address written comments to Loyal Mehrhoff, Project Leader, Pacific Islands Fish and Wildlife Office, U.S. Fish and Wildlife Service, 300 Ala Moana Boulevard, Room 3-122, Honolulu, Hawai'i 96850. You may also send comments by facsimile to (808) 792-9581. For further information contact Michelle Bogardus, Fish and Wildlife Biologist, U.S. Fish and Wildlife service at the above address, telephone (808) 792-9400 (see, 76 FR 40927, July 12, 2011).

## **Public Hearings for Proposed Rulemaking To Revise Critical Habitat for Hawaiian Monk Seals**

The National Marine Fisheries Service (NMFS) of the National Oceanic and Atmospheric Administration of the U. S. Department of Commerce announced six public hearings to be held for the proposed rule to revise critical habitat for the Hawaiian monk seal, which was published in the **Federal Register** on June 2, 2011, where NMFS proposed to revise the current critical habitat for the Hawaiian monk seal (*Monachus schauinslandi*) by extending the current designation in the Northwestern Hawaiian Islands (NWHI) out to the 500-meter (m) depth contour and including Sand Island at Midway Islands; and by designating six new areas in the main Hawaiian Islands (MHI), pursuant to section 4 of the Endangered Species Act (ESA). Specific areas proposed for the MHI include terrestrial and marine habitat from 5m inland from the shoreline extending seaward to the 500-m depth contour around: Ka'ula Island, Ni'ihau, Kaua'i, O'ahu, Maui Nui (including Kaho'olawe, Lāna'i, Maui, and Moloka'i), and Hawai'i (except those areas that have been identified as not included in the designation). We propose to exclude the following areas from designation because the national security benefits of exclusion outweigh the benefits of inclusion, and exclusion will not result in extinction of the species: Kingfisher Underwater Training area in marine areas off the northeast coast of Ni'ihau; Pacific Missile Range Facility Main Base at Barking Sands, Kaua'i; Pacific Missile Range Facility Offshore Areas in marine areas off the western coast of Kaua'i; the Naval Defensive Sea Area and Pu'uloa Underwater Training Range in marine areas outside Pearl Harbor, O'ahu; and the Shallow Water Minefield Sonar Training Range off the western coast of Kaho'olawe in the Maui Nui area. In addition we are soliciting comments on all aspects of the proposal, including information on the economic, national security, and other relevant impacts. We will consider additional information received prior to making a final decision on critical habitat designation. Joint Commerce-Interior ESA implementing regulations state that the Secretary of Commerce shall promptly hold at least one public hearing if any person requests one with 45 days of publication of a proposed regulation to list a species or to designate critical habitat (see 50 CFR 424.16 (c)(3)). To allow the public an opportunity to provide comment on the proposed rule, we will hold six public hearings. We will accept oral and written comments on the proposed rule to revise Hawaiian monk seal critical habitat (76 FR 32026; June 2, 2011) during these hearings.

### **Dates and Locations of the Hearings**

- August 8, 2011 – Mitchell Pauole Center, 90 Ainoa Street, Kaunakakai, Moloka'i 96748 – 5:30 - 8 p.m.
- August 9, 2011 – Kihei Community Center, 303 E. Lipoa Street, Kihei, Maui 96753 – 5:30 - 8 p.m.
- August 10, 2011 – Kaua'i War Memorial Convention Hall, 4191 Hardy Street, Līhu'e, Kaua'i 96766 – 5:30 - 8 p.m.
- August 11, 2011 – McCoy Pavilion at Ala Moana Park, 1201 Ala Moana Blvd., Honolulu, O'ahu 96814 - 5:30 - 8 p.m.
- August 15, 2011 – Mokupapapa Discovery Center, 308 Kamehameha Avenue, Suite 109, Hilo, Hawai'i 96720 – 5:30 - 8 p.m.
- August 16, 2011 – Kahakai Elementary School, 76-147 Royal Poinciana Drive, Kailua Kona, Hawai'i 96740 – 6:30 - 9 p.m.

Oral and written comments on the proposed rule to revise Hawaiian monk seal critical habitat (76 FR 32026; June 2, 2011) received during these hearings will be part of the administrative record. People



wishing to make an oral statement for the record at a public hearing are encouraged to provide a written copy of the statement and present it to us at the hearing. In the event that attendance at the public hearings is large, the time allotted for oral statements may be limited. Oral and written statements receive equal consideration. There are no limits on the length of written comments submitted to us.

As noted in the proposed rule, we will consider written comments received on or before August 31, 2011.

You may submit written comments on the proposed rule identified by 0648–BA81 by any one of the following methods: • *Electronic Submissions*: Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments. • *Mail or hand-delivery*: Submit written comments to Regulatory Branch Chief, Protected Resources Division, National Marine Fisheries Service, Pacific Islands Regional Office, 1601 Kapi'olani Blvd., Suite 1110, Honolulu, HI, 96814, *Attn.*: Hawaiian monk seal proposed critical habitat. *Instructions*: Comments must be submitted to one of these two addresses to ensure that the comments are received, documented, and considered by NMFS. Comments sent to any other address or individual, or received after the end of the comment period, may not be considered. All comments received are a part of the public record and will generally be posted to <http://www.regulations.gov> without change. All Personal Identifying Information (e.g., name, address) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information. We will accept anonymous comments (enter "NA" in the required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, WordPerfect, or Adobe PDF file formats only. The petition, 90-day finding, 12-month finding, draft biological report, draft economic analysis report, draft ESA 4(b)(2) report, and other reference materials regarding this determination can be obtained via the NMFS Pacific Islands Regional Office Web site: [http://www.fpir.noaa.gov/PRD/prd\\_critical\\_habitat.html](http://www.fpir.noaa.gov/PRD/prd_critical_habitat.html) or by submitting a request to the Regulatory Branch Chief, Protected Resources Division, National Marine Fisheries Service, Pacific Islands Regional Office, 1601 Kapi'olani Blvd., Suite 1110, Honolulu, Hawai'i 96814, *Attn.*: Hawaiian monk seal proposed critical habitat. Background documents on the biology of the Hawaiian monk seal, the July 2, 2008, petition requesting revision of its critical habitat, and documents explaining the critical habitat designation process, can be downloaded from [http://www.fpir.noaa.gov/PRD/prd\\_critical\\_habitat.html](http://www.fpir.noaa.gov/PRD/prd_critical_habitat.html), or requested by phone or e-mail from the NMFS staff in Honolulu. For further information, contact Jean Higgins, NMFS, Pacific Islands Regional Office, (808) 944–2157; Lance Smith, NMFS, Pacific Islands Regional Office, (808) 944–2258; or Marta Nammack, NMFS, Office of Protected Resources (301) 427–8403 (see, 76 FR 41446, July 14, 2011).

## **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 Hawai'i'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 Hawai'i 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).