

# 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  
October 23, 2011

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**Note:** If you get a message saying that the file is damaged when you click on the link, then the file is too big to open within your web browser. To view the file, download directly to your hard drive by going to File and select Save As in your web browser.

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.



Neil Abercrombie, Governor · Gary Hooser, Director · Office of Environmental Quality Control · 235 South Beretania Street, Suite 702 · Honolulu, HI 96813  
Tel: 586-4185 · Fax: 586-4186 · Email: [oeqc@doh.hawaii.gov](mailto:oeqc@doh.hawaii.gov) · Website: <http://Hawaii.gov/health/environmental/oeqc/index.html/>  
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

## SUBMITTAL REQUIREMENTS FOR CHAPTER 343, HRS DOCUMENTS

The preparation of this notice relies on the timely submission of information, pursuant to **§11-200-3, Hawai'i Administrative Rules**. It is very important that OEQC timely receives the documents listed below for preparing and finalizing the publication. Please make sure that your submittals for publication include the listed documents. Failure to provide the required documents can delay the publication of your project.

**A. Submittal letter – hard copy**

**B. Publication Form – hard copy and electronic version in MS Word**

**C. EA or EIS hard copy**

**D. Distribution List (for DEIS and FEIS ONLY)**

**E. CD with the complete EA or EIS in PDF and the Publication Form in MS Word**

Requests to insert inadvertent omissions to submitted EA/EIS documents between the statutory submittal deadline and publication date indicates that the submitted material are incomplete and therefore do not meet Chapter 343, HRS requirements. Such insertions are viewed as new submittals and invalidate the timely submittal of original documents. Consequently, the publication of such projects will have to await the next printing cycle in order to satisfy the statutory submittal requirement of eight working days before the publication date.

### HAWAI'I (HRS 343)

#### 1. Rehabilitation of Umauma Stream Bridge Draft EA

**Island:** Hawai'i

**District:** North Hilo

**TMK:** (3) 3-1-01:15

**Permits:** Coastal Zone Management Consistency Certification, Water Quality Certification, Noise Permit, Noise Variance, Stream Channel Alteration Permit, Grading and Grubbing construction permits, Nationwide Permit

#### Proposing/Determination

**Agency:** State of Hawai'i, Department of Transportation, Highways Division, 601 Kamokila Boulevard, Room 688, Kapolei, Hawai'i 96707. Contact: Eddie Chiu, (808) 692-7547

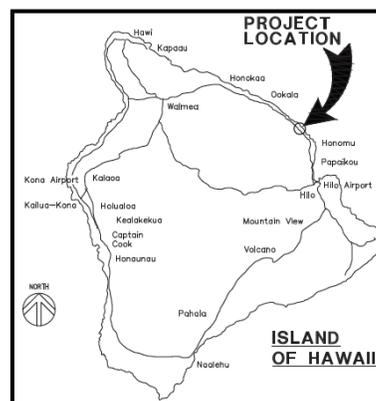
**Consultant:** Bow Engineering & Development, Inc, 1953 S. Beretania Street, PH-A, Honolulu, Hawai'i 96826. Contact: Brian Campbell, (808) 941-8853 ext. 115

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

The State of Hawai'i, Department of Transportation, Highways Division (DOT), with funding assistance from the Federal Highway Administration (FHWA), plans to construct bridge widening and structural rehabilitation of the existing historic Umauma Bridge. Improvements include construction of concrete support columns to be placed within and adjacent to the existing steel support towers, widening of the bridge deck and roadway shoulders, and construction of a new concrete railing. The identified objectives of the project are to rehabilitate the deteriorating, steel framed Umauma Bridge while satisfying State Historic Preservation historical requirements, and to bring the bridge roadway in compliance with FHWA regulations and current safety standards.

The project site is located on the Hawai'i Belt Road (Highway No. 19) at approximately milepost 16.02 in the North Hilo District, Hawai'i Island. The Umauma Stream Bridge carries the Hawai'i Belt Road over Umauma Stream, along the Hāmākua Coast. The bridge is located entirely within the State right-of-way.

Construction activities would have a short-term effect on air quality, water quality, traffic, and ambient noise levels. Compliance with applicable State Department of Health Rules, site-specific BMPs, and mitigation measures contained in the EA would minimize potential impacts from construction. No significant long-term environmental impacts would occur from construction and operation of the proposed project.



## 2. 'Āina Mauna Legacy Program Draft EA

**Island:** Hawai'i  
**District:** North Hilo  
**TMK:** (3) 3-8-001:002; :003; :004; :007; :008 and :009  
**Permits:** Historic Sites Review, State Highways Permit, Permit to Construct an Air Pollution Source, National Pollutant Discharge Elimination System, Subdivision Approval, Site Preparation and Stockpiling Permits, Construction Permits, Grading Permits



### Proposing/Determination

**Agency:** Department of Hawaiian Home Lands, P.O. Box 1879, Honolulu, Hawai'i 96805.  
Contact: Mike Robinson, (808) 895-1285  
**Consultant:** Ho'okuleana LLC, 25 Kaneohe Bay Drive, Suite 212, Kailua, Hawai'i 96734.  
Contact: Peter Young, (808) 254-2223  
**Status:** Anticipated Finding of No Significant Impact. 30-day comment period begins; comments are due on November 21, 2011. Send comments to the Proposing Agency and the Consultant.

'Āina Mauna Legacy Program, unanimously approved by the Hawaiian Homes Commission, is DHHL's guiding framework for well-coordinated management for long-term protection and perpetuation of the 'Āina Mauna ecosystem. Its mission is to protect approximately 56,000-acres of native Hawaiian forest that is ecologically, culturally and economically self-sustaining for the Hawaiian Home Lands Trust, its beneficiaries and the community. Beneficiaries and the community will be involved in its implementation.

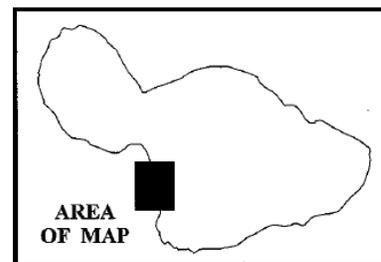
The Legacy Program proposes multiple actions including Native Forest and Wildlife Habitat Restoration; Feral Ungulate Control; Invasive Species Eradication; Sustainable Commercial Koa Forestry; Outplanting Centers and Field Worker Accommodations; Construction; and Gorse Eradication using shade from Commercial Timber and Harvesting. Infrastructure improvements include Homesteading needs; Water Systems; Pasture and Road improvements. Additional construction includes Administration Base Facility; Remote Accommodations and Adaptive Reuse of the Humu'ula Sheep Station. Revenue generating actions to cover the cost of conservation practices include Eco-tourism Facilities, Services and Activities; Commercial Facilities and Activities; and Commercial Forestry.

The direct, indirect, secondary and cumulative impacts associated with the project would be localized or short-term, occurring during the construction phase. No significant impacts to any resource are anticipated. The issuance of a Finding of No Significant Impact for this project is anticipated.

## MAUI (HRS 343)

### 3. Existing Kihei Rock Crushing Facility Draft EA

**Island:** Maui  
**District:** Makawao  
**TMK:** (2) 2-2-002:078  
**Permits:** District Boundary Amendment, Community Plan Amendment, Change in Zoning, County Special Use Permit  
**Applicant:** Pacific Rim Land, Inc., P. O. Box 220, Kihei, Hawai'i 96753.  
Contact: Blanca Lafolette, (808) 874-5263



### Approving

**Agency:** County of Maui, Maui Planning Commission, 250 South High Street, Wailuku, Hawai'i 96793. Contact: William Spence, (808) 270-7735  
**Consultant:** Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793.  
Contact: Mich Hirano, (808) 244-2015

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

Pacific Rim Land, Inc. (PRL) seeks a Community Plan Amendment (CPA) to the Kihei-Makena Community Plan's land use map, a Change in Zoning (CIZ), a State Land Use District Boundary Amendment (DBA), as well as a County Special Use Permit (CUP) for the existing Kihei Rock Crushing Facility (KRCF) site identified by Tax Map Key (2)2-2-002:078, Kihei, Maui, Hawaii. The purpose of the requested land use entitlements is to facilitate the existing heavy industrial use of this site with appropriate land use designations to establish the long-term use of the KRCF.

The project site is currently designated as "Agricultural" under the State Land Use District; "Agriculture" in the Kihei-Makena Community Plan; and "Agricultural" by Maui County Zoning.

The KRCF is located on a 14.5-acre parcel owned by PRL on the east side of Pi'ilani Highway, approximately 200 feet south of the Kihei Wastewater Reclamation Facility. The KRCF crushes rock which is brought onto the site to make aggregate, as well as stockpiles and stores the aggregate which is used in road building and construction activities in South Maui. A small portion of the site also serves as a construction baseyard for trailers, stockpiles, and construction equipment.

The KRCF was originally established in 1979 for the construction of Pi'ilani Highway. The site has been in continuous operation by Goodfellow Bros. since 1979. The facility has been operating under a State Land Use Special Use Permit and County Conditional Permit, which are valid until October 2016 and November 2017, respectively. No operational changes are proposed at this time. New improvements would be limited to an upgrade of the existing waterline to meet fire flow requirements for heavy industrial uses.

#### 4. Wailuku Municipal Parking Structure Draft EA

**Island:** Maui  
**District:** Wailuku  
**TMK:** (2) 3-4-013:075  
**Permits:** Building, Grading, Electrical, Plumbing, NPDES

**Proposing/Determination**

**Agency:** Department of Public Works, County of Maui, 200 South High Street, Wailuku, Hawai'i 96793. Contact: David Goode, (808) 270-7845

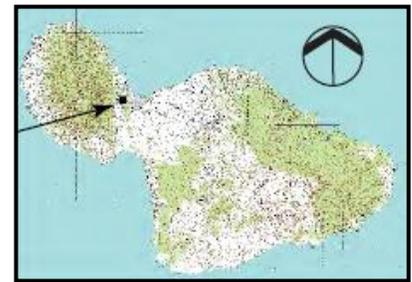
**Consultant:** Chris Hart & Partners, Inc., 115 North Market Street, Wailuku, Hawai'i 96793. Contact: Michael Summers, (808) 270-1955

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

The County of Maui is proposing to construct a 5-level, 120,230 square foot concrete parking structure on an approximately 2.19 acre site that is currently an asphalt paved parking lot consisting of 210 existing stalls.

Additional at-grade paved parking stalls are also proposed along the northern and eastern boundaries of the parcel for a total of approximately 421 stalls. Access to the parking structure will be via driveway entrances from Market, Vineyard, and Church Streets. The project includes improvements to existing pedestrian access and other amenities such as lamp posts, benches, bike racks, trash receptacles, and landscaping.

An interim parking plan will be implemented during construction to mitigate the temporary loss of parking. Impacts to existing view planes from Vineyard Street to Haleakala are unavoidable due to the size of the structure; however, since the structure will be a public facility, new opportunities for public viewing of significant scenic vistas will be provided. Although the project does not directly generate additional traffic, the new structure may indirectly induce additional traffic by removing parking supply as a barrier to commercial development. Future individual projects will mitigate their traffic impacts.





on the island of O'ahu is 350 MW peak, with approximately 80 MW of electricity generated from renewable sources, most of which is from solar powered PV panels.

The proposed project location is in the northeast portion of the Kalaeloa Community Development District, the redevelopment of which is the responsibility of Hawai'i Community Development Authority (HCDA). The approximately 80-acre site is owned by State Department of Hawaiian Home Lands (DHHL).

The project would include a solar thermal array of approximately 9,500 Sopogy™ CSP collectors (Kalaeloa Solar One) and approximately 18,600 SunPower™ PV panels (Kalaeloa Solar Two) with support facilities.

The CSP collectors and PV panels track the sun east to west during the day. The CSP collectors focus the sunlight on the absorber pipe that is filled with organic thermal oil that increases temperature while being conveyed through the rows of CSP collectors. The heated fluid drives an engine to produce electricity for the existing HECO power grid. The PV panels provide electricity directly to the existing power grid. Approximately 6 full time employees would be required to operate the CSP facility seven days per week throughout the year. The PV facility would be operated remotely and no onsite full-time employees are required.

The proposed action includes vegetation removal and grading, assembling and mounting the CSP collectors and PV panels, and constructing a CSP support/generator building, cooling towers, utility poles for an overhead electrical line, concrete pads for equipment, perimeter fencing, a substation, drainage basin and septic system on site.

The project would have beneficial socioeconomic impacts. No significant adverse impacts are anticipated to air quality, biology, noise, geology and soils, land use, socioeconomics and traditional cultural practices, hazardous materials and waste, utilities and public services, or visual resources. With implementation of best management practices and adherence to existing laws and regulations, potential impacts to water and archaeological resources would be minimized.

## 7. Kapa'a Light Industrial Park Final EIS (Appendices)

**Island:** O'ahu  
**District:** Ko'olaupoko  
**TMK:** (1) 4-2-15: 1 (por.), 6 and 8  
**Permits:** Zone Change, SMA, NPDES, Grading Permit, Building Permit  
**Applicant:** Kapa'a I, LLC, 905 Kalaniana'ole Highway, Kailua, Hawai'i 96734. Contact: John King, (808) 853-4768  
**Approving Agency:** City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, 7<sup>th</sup> Floor, Honolulu, Hawai'i 96813. Contact: Mike Watkins, (808) 768-8044  
**Consultant:** Sustainable Design & Consulting LLC, P.O. Box 283267, Honolulu, Hawai'i 96828. Contact: Manfred Zapka, (808) 265-6321  
**Status:** Accepted by the Approving Agency



This Final EIS was preceded by a Draft EIS (listed in the February 8, 2011 issue of the Environmental Notice), by an EIS Preparation Notice (listed in the July 23, 2010 issue), and by a Draft Environmental Assessment (listed in the January 8, 2009 issue).

The applicant, Kapa'a I, LLC, is proposing to expand its existing 22-acre light industrial park in Kapa'a Valley on the windward side of O'ahu. This area is currently zoned I-2 Intensive Industrial District. The applicant is seeking I-1 zoning for two adjacent areas now within the P-2 General Preservation District – an 11-acre area to the west and a 44-acre parcel to the east.

The proposed Kapa'a Light Industrial Park would be developed incrementally over a span of 18 years. Over 600,000 square feet of industrial zoned space would be constructed, or, as an alternative, baseyard space would be created. The lower portion of the site closer to environmentally sensitive Kawainui Marsh would use low impact development approaches and would hope to achieve Leadership in Energy and Environmental Design Silver certification upon completion of the project. The project would address a significant undersupply of industrial land in the Ko'olaupoko region.

**KAUAI (HRS 343)**

**8. Hono O Nā Pali Natural Area Reserve Management Plan Draft EA**

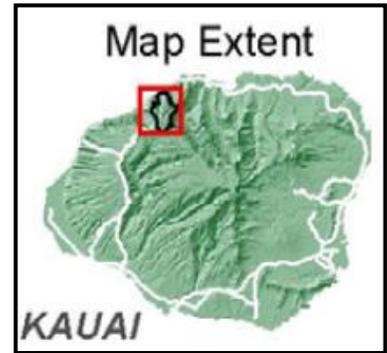
**Island:** Kaua'i  
**District:** Hanalei and Waimea  
**TMK:** 4-5-9-001-001 and 4-1-4-001-003  
**Permits:** N/A

**Proposing/Determination**

**Agency:** Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i 96813. Contact: Tanya Rubenstein, (808) 587-0027

**Consultant:** N/A

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



The Division of Forestry and Wildlife has prepared a management plan for Hono O Nā Pali Natural Area Reserve with actions proposed to protect and manage one of the best remaining forest ecosystems in Hawai'i, as well as the rare and endangered plants and animals it supports. The intent of the proposed project is to benefit native ecosystems, watershed, and rare and endangered species.

The 3,579 acre Reserve, on Kaua'i, was established to protect streams, forests, rare plants and animals and forest bird habitat. The primary threats to the Reserve are feral ungulates (especially feral pigs and feral goats), predatory mammals (feral cats, rats), and invasive weeds.

The overall management goal is to protect, maintain, and enhance the Reserve's unique natural, cultural, and geological resources by managing threats. Proposed management programs support this goal and include improvements to infrastructure to support staff management activities, invasive species management (feral ungulates, invasive weeds and predator control), rare species restoration, monitoring, outreach and education and other management.

Proposed actions are expected to have primarily positive effects on the resources in the NAR. No significant adverse effects to the environment, archeological features, view planes, or public access or use of this area are anticipated.

**POLLUTION CONTROL PERMITS**

Below are pollution control permits 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, Non-Covered Source Permit	ShredCo, LLC Application for Modification No. 0698-05 NSP No. 0698-01-NT	Located at: Various Temporary Sites, State of Hawai'i	Issued: 9/30/2011	Portable Grinding and Screening Plants
Clean Air Branch, 586-4200, -Non-Covered Source Permit	Koga Engineering & Construction, Inc. Application for Renewal No. 0601-02 NSP No. 0601-01-NT	Located at: Various Temporary Sites, State of Hawai'i	Issued: 9/30/2011	400 TPH Portable Screening Plant
Clean Air Branch, 586-4200, Non-Covered Source Permit	Hawaii Air National Guard Initial Permit Application No. 0748-01 NSP No. 0748-01-N	Located at: Joint Base Pearl Harbor-Hickam State of Hawai'i	Issued: 10/7/2011	Aircraft Engine Test Stands Inside Two (2) Hush Houses ...
Clean Air Branch, 586-4200, Covered Source Permit	Chevron Products Company Application for Renewal No. 0078-05 CSP No. 0078-01-C	Located at: 777 North Nimitz Highway, Honolulu State of Hawai'i	Comments Due: 11/14/2011	Honolulu Marketing Terminal - Marine

## COASTAL ZONE MANAGEMENT NOTICES

### Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. 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 Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 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 by mail, electronic mail or fax, as indicated below.

**Mail:** Office of Planning  
 Department of Business, Economic Development and Tourism  
 P.O. Box 2359  
 Honolulu, Hawai'i 96804

**Email:** [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)

**Fax:** (808) 587-2899

#### Wai'ehu Beach Road, Rehabilitation of Iao Stream Bridge, Wailuku, Maui

**Applicant:** State Department of Transportation, Highways Division

**Contact:** Laura Mau, Wilson Okamoto Corporation, 946-2277

**Federal Action:** Federal Funding

**Federal Agency:** Federal Highway Administration (FHWA)

**Location:** Wai'ehu Beach Road, Iao Stream Bridge, Wailuku, Maui

**CZM Contact:** John Nakagawa, 587-2878, [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)

**Proposed Action:** Use federal funds from the FHWA to widen the existing Iao Stream Bridge and a 0.25 mile section of Wai'ehu Beach Road to provide wider, multi-use road shoulders, and a sidewalk on the mauka side of the road. Iao Stream Bridge, which is presently 38.5 feet wide, will be widened on both sides; 3.75 feet on the makai side and 8.25 on the mauka side for a new width of 50.5 feet. Improvements will also include bringing the entire bridge into compliance with the current seismic standards.

**Comments Due:** November 7, 2011

### 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
Kaua'i: (4-9-014: 003)	Construct 32-inch High Concrete Masonry Unit (CMU) Wall along Southern Boundary (after-the-fact) (SMA(M)-2012-5)	Norman D. Thompson
Kaua'i: (5-5-002: 017)	Upgrade Chain-link Fence to Lava Rock Wall, Landscaping (SMA(M)-2012-6)	Hay, Bill & Denise
Kaua'i: (2-8-027: 007)	Deck Addition and Swimming Pool (SMA(M)-2012-7)	Gulari, Erdogan & Mayurachat
Maui: Ka'anapali (4-4-008: 001)	Whalers Village Museum Alteration (SM2 20110082)	Robert Hartman
Maui: (3-9-020: 002)	Repairs, Sprinklers, New Roof & Etc (SM2 20110083)	CDF Engineering LLC

## SHORELINE NOTICES

### Certification Applications

The shoreline certification applications above 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-1452	9/13/11	Ma'ili Beach Park being Lot 66 of Land Court Application 1827 as shown on Map 7 situate at Lualualei, Wai'anae, O'ahu Address: 87-021 Farrington Highway Purpose: Shoreline setback	Jai Kaopuiki/ City and County of Honolulu, Department of Parks and Recreation	8-7-015:001, 003-012, 022,033 035, 037, 038, 039; 8-7-016:001; 8-7-028:021-023
OA-1453	9/14/11	Lot 933 as shown on Map 214 of Land Court Application 677 situate at Kailua, Ko'olaupoko, O'ahu Address: 10 Namala Place Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Peter Huang	4-3-020:062
OA-1454	9/16/11	Lot 34 Land Court Application 1596 (Map 1) situate at Wailupe, Waikiki, Honolulu, O'ahu Address: 176 Wailupe Circle Purpose: Building permit	Park Engineering/ Edward and Katherine Weldon	3-6-001:034
OA-1455	9/26/11	Portion Ahupua'a of Kualoa Portion Deed: Kamehameha III to G.P. Judd dated November 20, 1850 recorded in Liber 4 at Page 304 situate at Kualoa, Ko'olaupoko, Oahu Address: 49-555 Kamehameha Highway Purpose: Building permit	Walter P. Thompson, Inc./ Harvey Minatoya	4-9-009:005
OA-1456	9/27/11	Portion of R.P. Grant 333 to Manana and Hulu situate at Kawaihapai, Waialua, O'ahu Address: 68-999 Farrington Highway Purpose: Boundary adjustment for required consolidation and re-subdivision	ControlPoint Surveying, Inc./ Franklin T. Opperman Trust and Allen Richardson Residuary Trust	6-8-008:022 & 038
MA-491	9/28/11	The Kahana Sunset being all of R.P. 4697, L.C. Aw. 4807:03 to Nika 2, all of R.P. 4697, L.C. Aw. 4807:04 to Nika 2 and a portion of R.P. 1663, L.C. Aw. 5524 to L. Konia situate at Alaeloa, Lahaina, Maui Address: 4909 Lower Honoapi'ilani Road Purpose: Wall repair	Arthur Valencia/ Kahana Sunset AOAO	4-3-003:015
MA-492	10/5/11	Lot 55 Land Court Application 1744 (Map 19) situate at Ka'anapali, Lahaina, Maui Address: 2365 Ka'anapali Parkway Purpose: Determine shoreline setback	R.T. Tanaka Engineers, Inc./ Westin Maui Corp.	4-4-008:019
HA-440	9/13/11	Kapa'a Park (Executive Order 1542) being a portion of government land of Kapa'a situate at Kapa'a, North Kohala, Island of Hawai'i Address: 56-106 Kapa'a Park Road Purpose: Determine shoreline setback for park improvements and renovations	Hilo Engineering, Inc./ County of Hawaii Department of Parks and Recreation	5-6-001:060
HA-441	9/13/11	Mahukona Beach Park (Executive Order 4344) being a portion of Grant 1992 to Henry Christiansen situate at Kaoma, North Kohala, Island of Hawai'i Address: 57-2000 Mahukona Park Road Purpose: Determine shoreline setback for park improvements and renovations	Hilo Engineering, Inc./ County of Hawaii Department of Parks and Recreation	5-7-003:013
KA-357	9/28/11	Lot 2 Spouting Horn Tract portion of Royal Patent 6714, Land Commission Award 7714-B Apana 2 to Moses Kekuaiwa no M. Kekuanaoa situate at Koloa, Kaua'i Address: 4540 Lawa'i Road Purpose: Determine building setback line	Anthony Crook/ Barry Semler	2-6-003:050

## 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.	Date	Location	Applicant/Owner	TMK
OA-1434	Proposed Shoreline Certification	Lot A situate at Kane'ohe, Ko'olaupoko, O'ahu Address: 45-101 Kane'ohe Bay Drive Purpose: Setback purposes	Austin, Tsutsumi & Associates, Inc./ Central Pacific Bank	4-5-030:001
OA-1439	Proposed Shoreline Certification	Lot 3 being a portion of Royal Patent 4498, Land Commission Award 6175, Apana 1 to Kamana no Malaoa situate at Wailupe, O'ahu Address: 919 Punahale Place Purpose: Development of property	Dennis K. Hashimoto/ Garnet A. Giles	3-6-002:007
OA-1440	Proposed Shoreline Certification	Lot 1834 of Land Court Application 1100 Map 122 situate at He'eia, Ko'olaupoko, O'ahu Address: 46-194 Na Koa Place Purpose: Development of property, amend pier easement	Dennis K. Hashimoto/ HRK Waipahu LLC	4-6-003:077
OA-1444	Proposed Shoreline Certification	Lot A situate at Kane'ohe, Ko'olaupoko, O'ahu Address: 45-101 Kaneohe Bay Drive Purpose: Lot subdivision	Park Engineering/ Central Pacific Bank	4-5-030:001 (por.)
MA-487	Proposed Shoreline Certification	Lot B, R.P. 7390, L.C. Aw. 199:1 & 2 to John Dawson, R.P. 7860, L.C. Aw. 7715:2 to Lota Kamehameha situate at Waiokama, Lahaina, Maui Address: 465 Front Street Purpose: Shoreline setback	Lokelani Construction/ Edward R. & Susan L. Marszal	4-6-002:016
MA-490	Proposed Shoreline Certification	Lot 3 of One Loa Subdivision, being a portion of Grant 1498, Apana 2 to Manu situate at Mo'oloa, Honua'ula, Maui Address: 6850 Makena Road Purpose: Planning for future use of parcel	Warren S. Unemori Engineering, Inc./ Alexander Court, LLC	2-1-006:103
HA-438	Proposed Shoreline Certification	Lot C-1 being a portion of R.P. 4513, Mahele Award 32 to Kanele situate at Kahauloa 2nd, South Kona, Island of Hawai'i Address: N/A Purpose: Obtain building permits	Wes Thomas Associates/ Allen C. Wilcox, Jr. GST Nonexempt Marital Trust	8-3-005:012
OA-1410	Rejection	Lot 49-C Land Court Consolidation 23 situate at Kaipapau, Ko'olaupoko, O'ahu Address: 54-010 Pipilani Place Purpose: Building permit	Technical Field Data Service, Inc./ Michael A. & Miranda S. Dageenakis	5-4-011:028

## 2012 SUBMITTAL CALENDER

The 2012 Calendar of Submittal Deadlines is now available at the [Environmental Assessment Preparation Toolkit](#).

## FEDERAL NOTICES

### Endangered and Threatened Wildlife and Plants; Recovery Permit Application

The U.S. Fish and Wildlife Service (Service), invites the public to comment on the following application for a recovery permit to conduct enhancement of survival activities with endangered species.

To ensure consideration, please send your written comments by November 17, 2011. Send comments to: Endangered Species Program Manager, Ecological Services, U.S. Fish and Wildlife Service, Pacific Regional Office, 911 NE 11th Avenue, Portland, OR 97232-4181. Please refer to the permit number for the application when submitting comments.

For further information contact: Grant Canterbury, Fish and Wildlife Biologist, at the above address or by telephone (503-231-2071) or fax (503-231-6243).

**Permit Number: TE-003483**

**Applicant: U.S. Geological Survey, Pacific Island Ecosystem  
Research Center, Honolulu, Hawai'i.**

The permittee requests an amendment to an existing permit to take (capture; band; collect blood, ectoparasites, fecal samples, feather samples, and tissue scrapings of lesions; measure, and release) the Maui akepa (*Loxops coccineus ochraceus*), small Kaua'i thrush (*Myadestes palmeri*), and Kaua'i creeper (*Oreomystis bairdi*); and take (capture; band; collect blood, ectoparasites, fecal samples, feather samples, and tissue scrapings of lesions; measure, attach radio transmitters, release, and search for and monitor nests) the 'akiapola'au (*Hemignathus munroi*), Hawai'i 'akepa (*Loxops coccineus coccineus*), and Hawai'i creeper (*Oreomystis mana*) in conjunction with monitoring and population studies on the islands of Hawai'i and Kaua'i in the State of Hawai'i, for the purpose of enhancing the species' survival.

The existing permit currently covers limited take of the following species: Palila (*Loxioides bailleui*), Laysan duck (*Anas laysanensis*), Hawaiian hoary bat (*Lasiurus cinereus semotus*), Nene (*Branta sandvicensis*).

The existing permit also currently covers removal and reduction to possession of the following species: *Cyrtandra giffardii* (haiwale), *Melicope zahlbruckneri* ('alani), *Nothocestrum breviflorum* (aiea), *Phyllostegia parviflora* var. *glabriuscula* (no common name), *Pleomele hawaiiensis* (hala pepe), *Portulaca sclerocarpa* (poe), *Sesbania tomentosa* (ohai).

In compliance with NEPA (42 U.S.C. 4321 et seq.), we have made an initial determination that the proposed activities in this permit are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

### **Notice of Request for Extension of Approval of an Information Collection; Hawaiian and Territorial Quarantine Notices**

In accordance with the Paperwork Reduction Act of 1995, this notice announces the Animal and Plant Health Inspection Service's intention to request an extension of approval of an information collection associated with regulations to prevent the interstate spread of plant pests from the State of Hawai'i and U.S. territories.

As authorized by the Plant Protection Act (7 U.S.C. 7701 et seq.) (PPA), the Secretary of Agriculture may prohibit or restrict the importation, entry, exportation, or movement in interstate commerce of any plant, plant product, biological control organism, noxious weed, means of conveyance, or other article if the Secretary determines that the prohibition or restriction is necessary to prevent a plant pest or noxious weed from being introduced into or disseminated within the United States. This authority has been delegated to the Animal and Plant Health Inspection Service (APHIS), which administers regulations to implement the PPA.

Administering these regulations requires APHIS to collect information from a variety of individuals who are involved in growing, packing, handling, and transporting plants and plant products. This information serves as supporting documentation required for the issuance of forms and documents, including limited permits, Federal certificates, compliance agreements, and applications for transit permits, that authorize the movement of regulated articles and is vital to help ensure that injurious plant pests are not spread interstate from the State of Hawaii and U.S. territories to non-infested areas of the United States.

We are asking the Office of Management and Budget (OMB) to approve our use of these information collection activities for an additional 3 years.

We will consider all comments that we receive on or before December 19, 2011. You may submit comments by either of the following methods: Federal eRulemaking Portal: Go to <http://www.regulations.gov/#!documentDetail>; or Postal Mail/Commercial Delivery: Send your comment to Docket No. APHIS-2011-0096, Regulatory Analysis and Development, PPD, APHIS, Station 3A-03.8, 4700 River Road Unit 118, Riverdale, MD 20737-1238.

For information on regulations for the interstate movement of fruits and vegetables from Hawai'i and U.S. territories, contact Mr. David Lamb, Import Specialist, Regulations, Permits, and Manuals, PPD, APHIS, 4700 River Road, Unit 156, Riverdale, MD 20737; (301) 734-0627. For copies of more detailed

information on the information collection, contact Mrs. Celeste Sickles, APHIS' Information Collection Coordinator, at (301) 851-2908.

### **Request for Nominations for the Na Hoa Pili O Kaloko-Honokohau Advisory Commission, National Park Service**

The National Park Service, U.S. Department of the Interior, proposes to appoint new members to the Na Hoa Pili O Kaloko-Honokohau (The Friends of Kaloko-Honokohau), an Advisory Commission for the park. The Superintendent, Kaloko-Honokohau National Historical Park, acting as administrative lead, is requesting nominations for qualified persons to serve as members of the Commission.

Nominations must be postmarked no later than December 16, 2011. Nominations or requests for further information should be sent to Kathy Billings, Superintendent, Kaloko-Honokohau National Historical Park, 73-4786 Kanalani Street, Suite 14, Kailua-Kona, Hawai'i 96740.

The purpose of the Commission is to advise the Superintendent and the Director, National Park Service, with respect to the historical, archeological, cultural, and interpretive programs of the park. The Commission is to afford particular emphasis to the quality of traditional Native Hawaiian cultural practices demonstrated in the park.

The Commission shall consist of nine members, each appointed by the Secretary of the Interior, and four ex officio non-voting members, as follows: (a) All nine Secretarial appointees will be residents of the State of Hawai'i, and at least six of those appointees will be native Hawaiians; (b) Native Hawaiian organizations will be invited to nominate members, and at least five members will be appointed from those nominations to represent the interests of those organizations. The other four members will represent Native Hawaiian interests; (c) The nine voting members will be appointed for 5-year terms except that initial appointment(s) shall consist of two members appointed for a term of five years, two for a term of four years, two for a term of three years, two for a term of two years, and one for a term of one year. No member may serve more than one term consecutively. Any vacancy in the Commission shall be filled by appointment for the remainder of the term; (d) The four ex officio members include the Park Superintendent, the NPS Pacific West Region Pacific Islands Director, one person appointed by the Governor of Hawai'i, and one person appointed by the Mayor of the County of Hawai'i.

The Secretary of the Interior shall designate one member of the Commission to be Chairperson. Members of the Commission will receive no pay, allowances, or benefits by reason of their service on the Commission. However, while away from their homes or regular places of business in the performance of services for the Commission as approved by the DFO, members will be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service are allowed such expenses under Sec. 5703 of Title 5 of the United States Code.

The Obama Administration prohibits individuals who are currently federally registered lobbyists to serve on all Federal Advisory Committee Act (FACA) and non-FACA boards, committees or councils.

Nominations should be typed and must include each of the following:

- A. Brief summary of no more than two (2) pages explaining the nominee's suitability to serve on the Commission.
- B. B. Resume or curriculum vitae.
- C. At least one (1) letter of reference.

All required documents must be compiled and submitted in one complete nomination package. Incomplete submissions (missing one or more of the items described above) will not be considered.

### **Draft Programmatic Environmental Impact Statement (EIS) for Modernization of Training Infrastructure at Pōhakuloa Training Area (PTA), Hawai'i**

The United States Army Pacific and United States Army Garrison, Hawai'i propose to modernize training ranges, training support infrastructure (e.g., roads and utilities), and training support facilities in the cantonment area at PTA to meet the training requirements of military units in Hawai'i. This modernization would improve the quality of training, make more efficient use of facilities at PTA and reduce a current shortfall in collective (group) live-fire training capabilities for units stationed in Hawai'i.



The shortfall has been created by ranges that do not meet current Army design standards or are otherwise not resourced to train platoon and company-sized units when they deploy with their battalions and brigades to PTA to conduct semiannual training. In addition, much of the training support facilities and training support infrastructure at PTA are old, are operating beyond their useful life and do not meet current DoD design standards as defined in the Military Standard 3007 Unified Facilities Criteria and Unified Facilities Guide Specifications.

The Army provides a list of modernization projects that could be built in the reasonably foreseeable future within the Draft Programmatic EIS. The modernization list also includes requirements from the U.S. Marine Corps (another major user of PTA), with these projects being evaluated in the cumulative impacts section of the Draft Programmatic EIS. These projects are essential to support modernization of PTA, and to ensure that the Army and other users of PTA continue to have ready access to sustainable training ranges, training support infrastructure (e.g., roads and utilities), and training support facilities in the cantonment area.

The Draft Programmatic EIS specifically addresses the requirement for an Infantry Platoon Battle Area (IPBA) at PTA that would include an Infantry Platoon Battle Course (IPBC), Live-fire Shoothouse, and Military Operations on Urban Terrain (MOUT) facility. Other projects on the modernization list are not fully mature because they are still in the planning process and are not yet ready for decision. The Army plans to tier from this Draft Programmatic EIS to address those projects at a time when design alternatives are ready for decision. The IPBA is the only modernization project ready for decision presently.

The public comment period will end 45 days after publication of the notice of availability in the Federal Register by the U.S. Environmental Protection Agency. Written comments may be addressed to PTA PEIS, P.O. Box 514, Honolulu, HI 96809; facsimiles may be sent to (808) 545-6808; and emails may be addressed to [PTAPEIS@bah.com](mailto:PTAPEIS@bah.com).

For further information contact: USAG-HI Public Affairs Office by phone at (808) 656-3152 Monday through Friday 9 a.m. to 5 p.m. HST.

Copies of the Draft Programmatic EIS are available at the following libraries: Hilo Public Library, 300 Waianuenue Avenue, Hilo; Kailua-Kona Public Library, 75-138 Hualalai Road, Kailua-Kona; Thelma Parker Memorial Public and School Library, 67-1209 Mamalahoa Highway, Kamuela; and Hawai'i State Library, 478 South King Street, Honolulu. The Draft Programmatic EIS may also be accessed online at <http://www.garrison.hawaii.army.mil/PTAPEIS/>.

Public hearings on the Draft Programmatic EIS will be held on the Hawai'i Island. Notification of the times and locations for the public hearings will be published in local newspapers.

## **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. Notices 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).