

The Environmental Notice

A Semi-Monthly Bulletin pursuant to Section 343-3, Hawai'i Revised Statutes

[Acceptance of Turtle Bay Resort Final Supplemental Environmental Impact Statement](#)

The Department of Planning and Permitting (DPP), City and County of Honolulu, has accepted the Final Supplemental Environmental Impact Statement for the Turtle Bay Resort Expansion. The availability of this project FSEIS was published in the [September 8, 2013 Environmental Notice](#). The acceptance includes an errata sheet with edits that are considered to be minor changes to the document.

The proposed expansion of the facilities at the Turtle Bay Resort includes: two full service hotels; 750 housing units; 73 acres of park area with public parking stalls; 12 new public shoreline access ways; restoration of Punaho'olapa Marsh Wildlife Preserve; traffic improvements such as – a new resort entrance near Kawela Bay, an internal roadway extending east to west along the length of the resort, and signalization of the existing and two new Kamehameha Highway intersections; renovations and modifications of the Fazio and Palmer Golf Courses; development of a new equestrian center, trails and pedestrian paths; development of a farmer's market; development of low-density commercial resort center; and establishment of approximately 42 acres of shoreline setback area.



[Environmental Health Administration Staff Move to Waimano Ridge from Kaka'ako](#)

The State Department of Accounting and General Services proposes to renovate three existing buildings at Waimano Ridge to be used by Hawai'i Department of Health staff. The renovation will provide permanent office space to over 200 Environmental Health Administration staff that are being displaced from the Army and Air Force Exchange Service (AAFES) Building in Kaka'ako. The AAFES Building, at 919 Ala Moana Boulevard, is one of ten properties that transferred to the Office of Hawaiian Affairs as part of a legal agreement to settle past ceded lands claims against the State. 262 DOH employees will relocate from AAFES Building to Waimano Ridge upon completion of the project.



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Photo Courtesy of Mark Sullivan

STATEWIDE (HRS 343)

1. Programmatic General Permit Agreement for Restoration of Fishponds FEA (FONSI)

Islands: Statewide
Proposing/Determination Agency: Office of Conservation and Coastal Lands; Department of Land and Natural Resources, 1151 Punchbowl Street, Room 131, Honolulu, HI 96813
 Contact: Sam Lemmo, 808-587-0377
Consultant: Honua Consulting, 4348 Wai'ala'e Avenue, Room 254, Honolulu, HI 96816.
 Contact: Trisha Kehaulani Watson, 808-392-1617.
Status: Finding of No Significant Impact Determination



The objective of the Proposed Action is the restoration, repair, maintenance and reconstruction of loko i'a, traditional fishponds, in Hawai'i. The Department of Land and Natural Resources is pursuing a State Programmatic General Permit (SPGP) from the federal government that will allow the State to streamline the permitting process by utilizing a single application process for the above activities. Fishponds are considered valuable cultural and ecological resources that can positively impact coastal ecosystems and their adjacent communities. The potential impacts on the environment, the range of reasonable alternatives, and mitigation measures are discussed and analyzed in this FPEA. The direct and indirect impacts of fishpond repair, restoration, maintenance, and operation on the environment, including nutrient enrichment, turbidity, invasive species, and other biological impacts were found to be negligible. The SPGP process would only apply to actions that are not likely to cause significant negative long-term impacts to the environment. Avoidance and minimization of impacts will be achieved with BMPs and conditions on permits; otherwise a permit will not be issued under the SPGP process. The long-term cumulative impacts will be the stimulation of traditional Hawaiian cultural activities and the restoration of fishpond systems and their related ecosystem services.

HAWAII (HRS 343)

2. Disposition of State Land for Expansion of UH-Hilo DEA (AFNSI)

Island: Hawai'i
District: South Hilo
TMK: (3) 2-4-001: 024; 2-4-056: 014 and 016
Permits: Grading/Building Permits, Work within County Right-of-Way Permit, NPDES Permit.
Proposing/Determination Agency: University of Hawai'i, 200 West Kawili Street, Hilo, HI 96720-4091. Contact: Harry Yada, 808-933-9911.
Consultant: PBR HAWAII & Associates, Inc., 1001 Bishop Street, Suite 650, Honolulu, HI 96813.
 Contact: Roy Takemoto, 808-521-5631.
Status: Statutory 30-day public review and comment period starts; comments are due by November 23, 2013. Please send comments to the proposing/determination agency and consultant.



The Board of Land & Natural Resources has approved to lease two of the parcels (TMK 2-4-001:24 and 2-4-056:014) to the University of Hawai'i, but requires an environmental assessment to complete the process. For the third parcel (2-4-056: 016), the federal government presently leases the parcel to the University of Hawai'i and intends to decommission and revert ownership of this parcel to the State.

Upon reversion to the State, the University of Hawai'i intends to request a lease on the former Army Reserve facility from the Board of Land & Natural Resources for use by the University. All three parcels will be included in the UHH's Long-Range Development Plan (LRDP) to determine the best use for university-related purposes.

The specific plan for the Project Area will be determined through the UHH's Long-Range Development (LRDP). The last LRDP for UHH, completed in March 1996, did not include the Project Area. Since 1996, the student population has grown and the addition of the proposed parcels will allow UHH to accommodate future student population growth. The 1996 LRDP is being updated and will include proposed uses for the Project Area as well as recent and proposed new buildings for the entire campus.

3. Puna Community Medical Center DEA (AFNSI)

Island: Hawai'i
District: Puna
TMK: (3) 1-5-008:005
Permits: Special Use Permit, Grubbing/Grading, Construction, Building.
Applicant: Puna Community Medical Center (PCMC), 15-2662 Pahoia Village Rd, Ste. 306, PMB 8741, Pahoia, HI 96778. Contact: Daniel DiDomizio, 808-930-6001.

Approving Agency: Department of Land and Natural Resources-Land Division, Hawaii District Land Office, 75 Aupuni Street, Room 204, Hilo, HI 96720. Contact: Candace Martin, 808-961-9590.

Consultant: Malama O Puna, PO Box 1520, Pahoia, HI 96778. Contact: Rene Siracusa, 808-965-2000.

Status: Statutory 30-day public review and comment period starts; comments are due by November 23, 2013. Please send comments to the applicant, approving agency, and consultant.



PCMC proposes to enter into a direct long-term lease with the Department of Land and Natural Resources in order to construct, in phases, a comprehensive medical center on 5 acres of State land zoned agriculture. The parcel has been vacant and unencumbered for many years, is unsuitable for farming, contains no threatened or endangered biota, and not has any archaeological or cultural resources. The first phase planned will be a free-standing emergency room.

4. Pu'u Maka'ala Natural Area Reserve Management Plan FEA (FONSI)

Island: Hawai'i
District: Puna and South Hilo
TMK: 1-8-12:03, 1-9-01:1, 2-4-8:19, 2-4-8:21, 2-4-8:25 (portion) and 2-4-008:09 (portion)

Proposing/Determination

Agency: Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 131, Honolulu HI 96813. Contact: Tanya Rubenstein, 808-587-0027.

Status: Finding of No Significant Impact Determination



The Division of Forestry and Wildlife (DOFAW) has prepared a management plan for Pu'u Maka'ala Natural Area Reserve with actions proposed to protect and

manage one of the best remaining forest ecosystems in Hawai'i, as well as the endangered plants and animals it supports.

This Reserve was established to protect native wet forest. Overall management goals include protecting and enhancing the Reserve's unique natural, cultural, and geological resources. Proposed actions include fencing, feral ungulate removal, weed control, habitat and rare species restoration, monitoring, public access, outreach and education, fire management, enhanced enforcement and continued collaboration with partners.

Based on input received during the Draft EA, DOFAW has selected Alternative 1, which involves implementation of the proposed management plan. The purpose of the actions are to manage threats to the integrity, diversity and functioning of the Reserve's forests and watershed so the unique natural and cultural resources are protected and enhanced. Management is needed to reduce threats as well as ensure the long-term protection of this important forest ecosystem.

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

MAUI (HRS 343)

5. Waikapu Light Industrial Project DEA (AFNSI)

Island: Maui
District: Wailuku
TMK: (2)3-8-007:105
Permits: National Pollutant Discharge Elimination System Permit, as applicable; Department of Health Community Noise Permit, as applicable; Work to Perform in County Right-of-Way Permit; and Construction Permits (Building, Grading, Grubbing).

Applicant: ABC Development Company, LLC, 815 A Waiakamilo Road, Honolulu, HI 96817.
 Contact: Albert Kanno, 808-847-4017.

Approving Agency: County of Maui, Maui Planning Commission, 2200 Main Street, Suite 315, Wailuku, HI 96793. Contact: William Spence, 808-270-7735.

Consultant: Munekiyo & Hiraga, Inc, 305 South High Street, Suite 104, Wailuku, HI 96793.
 Contact: Leilani Pulmano, 808-244-2015.

Status: Statutory 30-day public review and comment period starts; comments are due by November 23, 2013. Please send comments to the applicant, approving agency, and consultant.



The Applicant proposes to develop seven (7) light industrial lots ranging from 0.8 acre to 1.5 acres under a condominium regime on 8.55 acres. The project is situated in a region of light industrial uses, with other light industrial subdivisions and baseyards located to the east and west of East Waiko Road. Related improvements include site grading/grubbing, landscaping, utilities installation, off-site infrastructure improvements and roadways construction on County lands. The proposed project site is in the State "Agricultural" District; designated "AG, Agriculture" by the Wailuku-Kahului Community Plan; and located within the County "AG, Agricultural" zoning district. The applicant is initiating applications requesting land use changes for a State Land Use District Boundary Amendment to an "Urban" designation, a Community Plan Amendment to "L1, Light Industrial" and a County Change in Zoning to "M-1, Light Industrial". As the Project is situated on lands formerly used for a scrap metal recovery facility the applicant coordinated with the State Department of Health and prepared a site closure plan. After several years of intensive cleanup, the Applicant has properly removed the scrap

metal from the project site and is finalizing the site restoration plan so the project is fit for light industrial use.

O'AHU (HRS 343)

6. Turtle Bay Expansion FEIS Acceptance, Volume 1, Volume 2-2A-2B-2C, Volume 3, Volume 4

The Department of Planning and Permitting (DPP), City and County of Honolulu has accepted the Final Supplemental Environmental Impact Statement for the Turtle Bay Resort Expansion which was published in the [September 8, 2013 Environmental Notice](#). The acceptance includes an errata sheet with edits that are considered to be minor changes to the document.

7. Hoakalei Master Plan Update EISPN

Island: O'ahu
District: 'Ewa
TMK: 9-1-134: Parcels 007, 022(por.), 025, 026, 027, 028 (por.), and 029
Permits: Grading & Building permits.
Applicant: Haseko (Ewa), Inc, 91-1001 Kaimālie Street, Suite 205, 'Ewa Beach, HI 96706.
 Contact: Raymond Kanna, 808-689-7772, ext 242.



Approving Agency: City & County of Honolulu, Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, HI 96813. Contact: Timothy Streitz, 808-768-8042.
Consultant: Planning Solutions, Inc, 210 Ward Avenue, Suite 330, Honolulu, HI 96814. Contact: Perry White, 808-550-4483.
Status: Statutory 30-day consultation period starts, ending November 23, 2013. Send comments to the applicant, approving agency, and consultant.

Haseko (Ewa) Inc. proposes zone changes for a portion of its Hoakalei Project in Ewa, Oahu. The City rezoned the 1,100 acres for the master-planned Ewa Marina/Hoakalei Resort/Ocean Pointe project in 1985 and 1993. The project included a man-made marina with a maritime commercial complex, waterfront industrial, commercial, and retail facilities. It also included a golf course, a district park, 950 resort units, and a maximum of 4,850 residential units. The proposed zone change involves approximately 244 acres, including land within the Special Management Area (SMA), which both trigger an EA/EIS. The rezoning would accommodate an updated master plan calling for the existing basin to be used as a recreational lagoon rather than as a boat marina. Haseko also proposes to amend the SMA boundary to run parallel to the shoreline since the marina is no longer part of Haseko's current plans. The owner has concluded that a marina would not currently constitute a sustainable use for the property, although a marina could still be a future option. Build-out for the proposed recreational lagoon, including a swimming cove, is anticipated to be completed before the end of 2015.

8. Seymour Moss Rock Retaining Wall DEA (AFNSI)

Island: O'ahu
District: Waialua
TMK: 6-1-012:0021
Permits: Building Permit.
Applicant: Jason Seymour, 1187 Coast Village Road, #196, Santa Barbara, CA 93108.



Approving Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813. Contact: Malynne Simeon, 808-768-8023

Consultant: Janine Seymour, PO Box 14001, #196, Ketchum, ID 83340, 805-452-3121.
Status: Statutory 30-day public review and comment period starts; comments are due by November 23, 2013. Please send comments to the applicant, approving agency, and consultant.

The Applicant is requesting the approval of an after-the-fact Shoreline Setback Variance to authorize the existing moss rock retaining wall, stairway and landing in the 40-foot shoreline setback area. No new development or physical change is proposed to the Applicant's residential property.

The existing moss rock retaining wall and landing protect an existing legal nonconforming house and deck. The stairs allow safe access from the property to the beach. The structures are located landward of the assumed 2013 shoreline. The retaining wall is within 13.9 feet and 14.9 feet of the foundation of the legal nonconforming house and is located directly below the makai (ocean) edge of the legal nonconforming deck in line with the original post and pier foundations of the deck. The dimensions of the retaining wall are 60 inches tall, 19.6 feet long, 16 inches wide and the base is 10 feet above mean sea level. The landing provides additional stability to the retaining wall and is 177 inches long, 34 inches wide, 12 inches tall and 9 feet above mean sea level at its base. There are six stairs that lead down to the landing composed of moss rock with a concrete cap. The stairs are 15 feet above sea level at the top and 10 feet 4.5 inches above mean sea level at the lowest stair.

The property is located at 61-357 Kamehameha Hwy, Haleiwa, HI 96712, TMK: 6-1-012: 021 on the makai (ocean) side of Kamehameha Highway.

9. Wai'anae Valley Ranch FEA (FONSI)

Island: O'ahu
District: Wai'anae
TMK: 8-5-006:004 (ranch parcel), (8-5-005:036 for parking lot only)
Permits: City & County Building Permits, Grading/grubbing Permits, Conditional Use Permit.
Applicant: Ka'ala Farm, Inc, PO Box 630, Wai'anae HI 96792.
 Contact: Eric Enos, 808-696-4954.
 Ho'omau Ke Ola, PO Box 837, Wai'anae HI 96792.
 Contact: Patti Isaacs, 808-696-4266.



Approving Agency: Department of Land and Natural Resources, Land Division, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813. Contact: Barry Cheung, 808-587-0430.
Consultant: Townscape, Inc, 900 Fort Street Mall, Suite 1160, Honolulu, HI 96813.
 Contact: Tina Speed, 808-536-6999.
Status: Finding of No Significant Impact Determination

Ka'ala Farm, Inc. (KFI) and Ho'omau Ke Ola (HKO), both non-profit organizations, are applying for a joint lease of the property formerly known as Wai'anae Valley Ranch. The Land Board gave preliminary lease approval to KFI pending the results of this Environmental Assessment. For final lease processing, KFI and HKO wish to be added as joint lessees. The use of State lands triggers HRS Section 343-5(a).

The applicants' proposed actions for this DLNR property include four discrete "project areas" 1. "Ranch Headquarters & Organic Farm": Basic site infrastructure improvements for the development of a small organic farm/community garden area with operational facilities. 2. "Cultural Preservation Pilot Project": Heiau maintenance and re-planting of historic dryland fields. 3. "Expansion of Preservation Pilot Project" from a small test area to a larger expanded area. 4. "Road and Firebreak Maintenance, Flood Mitigation": General firebreak maintenance in and around the property and various flood mitigation measures in dry gulches.

The overall goals of the proposed actions are to return part of the parcel to active agricultural use, and protect/preserve the many important cultural sites on the property. The proposed actions are meant

to restore pono to the land and the community by perpetuating Native Hawaiian cultural practices and stewardship methods in an educational/healing context.

10. Waimano Ridge Buildings Renovations due to DOH Staff Relocation DEA (AFNSI)

Island: O‘ahu
District: ‘Ewa District
TMK: 9-7-025:001
Permits: Building permit, grading permit.
Proposing/Determination Agency: Department of Accounting & General Services (DAGS), on behalf of the Department of Health (DOH), DAGS Public Works Division, Planning Branch, Kalanimoku Building, 1151 Punchbowl Street, Room 430, Honolulu, HI 96813.
Contact: Lance Maja. 808-586-0483.
Consultant: Kimura International, 1600 Kapiolani Boulevard, Suite 1610, Honolulu, HI 96814.
Contact: Leslie Kurisaki, 808-944-8848.
Status: Statutory 30-day public review and comment period starts; comments are due by November 23, 2013. Please send comments to the proposing/determination agency and consultant.



The State of Hawaii Department of Accounting and General Services (DAGS), on behalf of the State of Hawaii Department of Health (DOH), proposes to renovate three existing buildings at Waimano Ridge to be used as office space for approximately 262 DOH employees. Waimano Ridge (aka “Waimano Home”) is a 242-acre State-owned property (Tax Map Key: 9-7-025:001) located at the upper end of Waimano Home Road, two miles mauka of Kamehameha Highway in Pearl City, O‘ahu.

The proposed project is needed to provide permanent office space for approximately 262 employees from the Environmental Health Administration, who are being displaced from their existing offices in the former Army and Air Force Exchange Service (AAFES) building in Kaka‘ako. The AAFES building, located at 919 Ala Moana Blvd., is one of ten properties that was recently transferred from the State to the Office of Hawaiian Affairs as part of a legal agreement to settle past ceded lands claims against the State. Under the terms of the agreement, the DOH must vacate the building by June 2016.

Three buildings at Waimano Ridge will be renovated to provide office space for these displaced employees. The buildings include Hale Ola (the former hospital building), the former Kitchen and Dining building, and Building 4 (known as Uluapuku). New parking lots and infrastructure improvements will also be constructed to accommodate the relocated staff. Upon completion of the renovation, 262 DOH employees from eleven branch and program offices will relocate from the AAFES building to Waimano Ridge.

Currently, there are approximately 314 individuals working at Waimano Ridge, primarily State employees with the DOH, Department of Public Safety, and the Department of Land and Natural Resources. The Department of Public Safety will soon relocate their staff to Iwilei, and after completion of the project, there will be a total of 482 employees at Waimano Ridge, a net increase of 168 persons.

COASTAL ZONE MANAGEMENT NOTICES

Special Management Area (SMA) Minor Permits

The SMA Minor permits below have been approved (HRS 205A-30). For more information, contact the County/State Planning Department. Honolulu (768-8014); Hawai'i (East HI 961-8288, West HI 323-4770); Kaua'i (241-4050); Maui (270-7735); Kaka'ako or Kalaeloa Community Development District (587-2841).

Location (TMK)	Description (File No.)	Applicant/Agent
Maui: Lahaina (4-6-032: 005)	Enlarge Two Doors for Handicapped (SM2 20120068)	Bill Salawich
Maui: Lahaina (4-2-004: 019)	Clean Up and Rehabilitate Property (SM2 20130105)	Atom Kasprzycki
Maui: Kihei (3-9-003: 048)	Dig Trench for Sewer System (SM2 20130106)	Susan Desmond
Maui: Makena (2-1-007: 094)	Proposed Facility Upgrades (SM2 20130107)	ATC Makena N Golf, LLC et al
Maui: Wailea (2-1-008: 067)	Flat Roof Conversion (SM2 20130108)	Michale Wright & Associates
Maui: (4-5-001: 018)	Interior Alteration – Unit A-8 (SM2 20130109)	David Ward
Maui: Molokai (5-3-006: 028)	Remodel of Building Three; Re-roof of Buildings One, Two and Ten; Construction of a Pavilion on an Existing Deck; Filling the Existing Pool with Sand and Adding 300 Feet of Fencing along the Western Portion of the Property (SM6 20130007)	Molokai Ohana Health Care
Maui: Kaluaaha (5-7-009: 002)	Single Family Residence (SM6 20130008)	David Burrows
O'ahu: Waikiki (2-6-009: 009 and 012)	Hilton Hawaiian Village -- Major Exterior Alterations (2013/SMA-26)	Hilton Hawaiian Village, LLC/Pacific Asia Design Group, Inc.

SHORELINE NOTICES

Shoreline 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-1548	9/25/13	Lot 82 of Land Court Application 776 situate at Lā'ie, Ko'olauloa, O'ahu Address: 55-069 Naupaka Street Purpose: Building permit approval for extending deck	Mark James/ Mark James	5-5-010:015
OA-1549	9/27/13	Lot 57, Land Court Application 1052 and Lot 28, portion R.P. 2243, L.C. Aw. 10613 Ap. 5 to A. Paki situate at Makaha, Wai'anae, O'ahu Address: 84-905 Farrington Highway Purpose: Building permit	Walter P. Thompson, Inc./ Manuel Madeira	8-4-005:002

OA-1550	9/30/13	Lot 33 (Map 6) of Land Court Consolidation 29 situate at Kane'ohē, Ko'olaupoko, O'ahu Address: 45-038 Ka Hanahou Place Purpose: Shoreline setback determination	Engineers Surveyors Hawaii, Inc./ Herbert Fuller	4-5-047:116
OA-1551	10/1/13	Portion Ahupuaa 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, O'ahu Address: 49-555 Kamehameha Highway Purpose: Sale of property	Walter P. Thompson, Inc./ Harvey Minatoya	4-9-009:005
OA-1552	10/3/13	Lot 159 of Map 5 Land Court Application 1052 situate at Makaha, Wai'anae, O'ahu Address: 84-709 Upena Street Purpose: Building setback line	Gil P. Bumanglag/ Margaret E. O'Connell	8-4-007:001
OA-1553	10/7/13	Lot 1313 of Land Court Application 979 (Map 467) situate at Kahalu'u, Ko'olaupoko, O'ahu Address: 47-83 Kamehameha Highway Purpose: Building permit	Park Engineering/ Joseph Meyer	4-7-019:082
OA-1554	10/8/13	Lot 1 Kawailoa Beach Lots Section "E" situate at Kawailoa, Wai'anae, O'ahu Address: 61-695 Kamehameha Highway Purpose: Obtain building permit	Wesley T. Tengan/ James Fong	6-1-004:057
MA-555	10/7/13	Lot 9-A Kahana Sunset Beach Lots situate at Alaeloa and Honokeana, Ka'anapali, Maui Address: 5197 Lower Honoapiilani Road Purpose: Building setback	Arthur P. Valenica/ Robert & Nancy Hunt	4-3-007:009
KA-381	10/3/13	Lot E being portion of R.P. 6714, L.C. Aw. 7714-B, Apana 2 to Moses Kekuaiwa No M. Kekuanaoa situate at Kuku'i'ula, Koloa, Kaua'i Address: 4890 Lawai Road Purpose: Determine shoreline setback	Esaki Surveying and Mapping, Inc./ David Jorgensen	2-6-012:001

Shoreline Certifications and Rejections

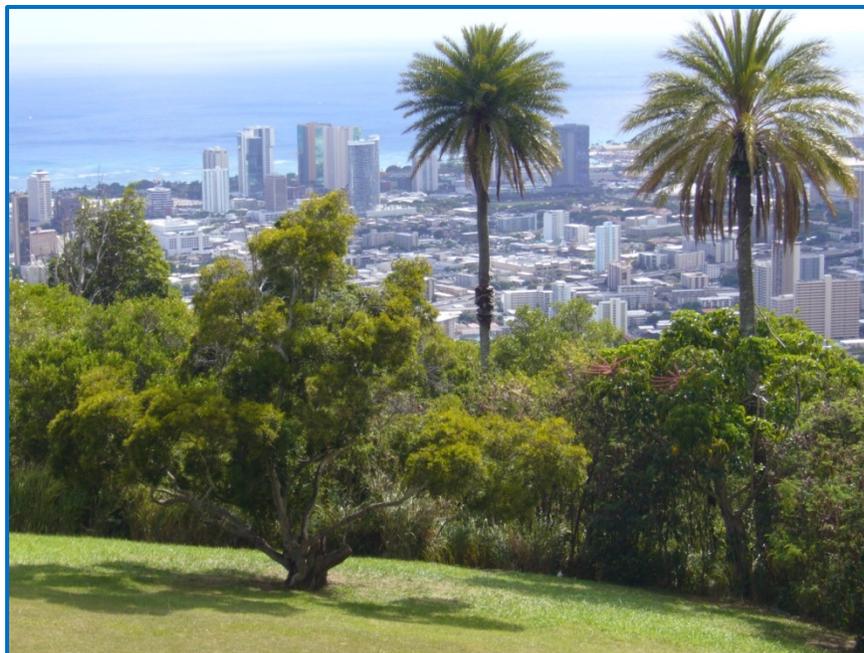
The shoreline notices below have been proposed for certification or rejection by DLNR (HRS 205A-42 and HAR 13-222-26). Any person or agency who wants to appeal shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of this public notice. Send the appeal to the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

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1541	Proposed Shoreline Certification	Lot 70-A & 70-B as shown on Map 35, Lot 72 as shown on Map 9, Lot 73-B & 73-C as shown on Map 43, Lot 74-A as shown on Map 46, Lot 74-B-1 & 74-B-2 as shown on Map 58, Lot 75-A & 75-B as shown on Map 42 and Lot 458 & 459 as shown on Map 64 of Land Court Application 1095 situate at Malaekahana, Koolauloa, Oahu Address: 56-335 Kamehameha Highway Purpose: Improvements to campground facilities	ControlPoint Surveying, Inc./ State of Hawaii	5-6-001:024, 045, 049, 051, 053, 056-060, 062, 063

MO-163	Proposed Shoreline Certification	A portion of Grant 677 to Waha situate at Pukoo, Molokai Address: Kamehamhea V Highway Purpose: Building setback and other permitting purposes	Newcomer-Lee Land Surveyors, Inc./Lisa Harper	5-7-007:024
MO-166	Proposed Shoreline Certification	Easement 219 of Land Court Application 1683 as shown on Map 23 affecting Lot 403 in favor of Lot 395 as shown on Map 19 situate at Kaluakoi & Ioli, Molokai Address: 3036 Kaluakoi Road Purpose: Dune restoration and other permitting purposes	Newcomer-Lee Land Surveyors, Inc./ Charles John Nacos	5-1-006:069 & 156 (por.)
KA-378	Proposed Shoreline Certification	Parcel 1 "Beach Reserve" situate at Anahola, Kawaihau, Kaua'i Address: 4261-4281 Poha Road Purpose: Building construction	Roger M. Caires/ Homestead Community Development Corp.	4-8-007:001
MA-537	Rejection	Lot 45 of the Waiohuli-Keokea Beach Lots, Second Series situate at Waiohuli-Keokea, Kihei, Wailuku, Maui Address: 1716 Halama Street Purpose: N/A	Akamai Land Surveying, Inc./ George & Nancy Hecht Trust	3-9-011:004
KA-373	Rejection	Lot 1-A Land Court Consolidation 125 (Map 2) situate at Koloa, Kauai Address: 2253 Poipu Road Purpose: SMA emergency application	Portugal Surveying, LLC/ Moana Development Corp.	2-8-017:027

[NO FEDERAL NOTICES IN THIS ISSUE](#)

Due to the federal government shut down at the beginning of October, there are no Hawai'i Federal Notices in this issue.



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 actions for which the agency anticipates a Finding of No Significant Impact (AFNSI), 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

Final Environmental Assessment and Finding of No Significant Impact

The Agency shall respond in writing to comments on a DEA 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) along with the supporting Final EA. After the notice of the FEA-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.

Act 172-2012, Environmental Impact Statement Preparation Notice (with no EA)

Act 172-2012, amended HRS 343, by providing for an agency to bypass the preparation of an environmental assessment for various actions that in the experience of the agency would clearly require the preparation of an EIS. Until administrative rules have been drafted, the agency must submit is

determination that an EIS is required for an action (Act 172-2012, EISPN) with a completed OEQC publication form detailing the specifics of the action to enable the public to request for a period of thirty-days, to be consulted parties in the preparation of the Draft EIS. Comments and responses must be incorporated into the subsequent Draft 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 and must do so within 30-days or the FEIS is accepted as a matter of law. For an Agency project, the Governor or the Mayor (or their designated representative) is the Accepting Authority, and unlike applicant actions, there is no time limit on the accepting authority reviewing the FEIS. 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, non-acceptance by the Approving Agency is cause for the Applicant to administratively appeal to the Environmental Council. For Agency actions, there is no such administrative appeal. In both instances, the Applicant or the proposing Agency can prepare a revised DEIS after a nonacceptance determination.

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawaii's law. Some projects require both a State and Federal EIS and the public comment procedure should be [coordinated](#). OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

Conservation District

Any use of land in the State Conservation District requires a Conservation District Use Application

(CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources. Members of the public may intervene in the permit process. Notice of permit applications are published in this bulletin.

Special Management Area and Shoreline Setback Area

The Special Management Area (SMA) is along the coastline of all islands and development in this area is generally regulated by [HRS 205A](#), and county ordinance. A special subset of the SMA that is regulated by HRS 343, is the [Shoreline Setback Area](#). Most development in this area requires a Special Management Permit. This bulletin posts notice of these SMA applications to encourage public input.

Shoreline Certifications

State law requires that Hawaii shorelines be surveyed and certified when necessary to clearly establish the shoreline setback from the certified shoreline. The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This bulletin publishes notice from the Department of Land and Natural Resources of shoreline certification applicants and final certifications or rejections.

Environmental Council

The [Environmental Council](#) is a 15-member citizen board appointed by the Governor. They serve as a liaison between the Director of OEQC and the general public concerning ecology and environmental quality. The Council makes the rules that govern the Environmental Impact Statement process (HRS 343). [Agendas](#) of their regular meetings are posted on the Internet and the public is invited to attend.

Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are [exempt](#) from the environmental review process. These lists and any amendments shall be submitted to the Council for review and concurrence ([HAR 11-200-8\(d\)](#)). This bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

Endangered Species

This bulletin is required by [HRS 343-3\(c\)](#), to publish notice of public comment periods or public hearings for Habitat Conservation Plans (HCP), Safe Harbor Agreements (SHA), or Incidental Take Licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).