

The Environmental Notice

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

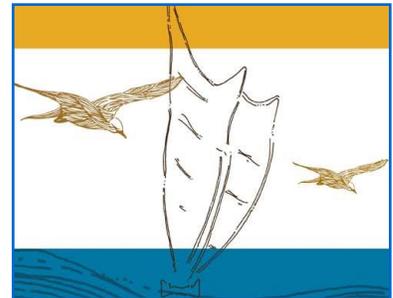
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As OEQC aims to make this publication easily available to a wider audience, we are pleased to announce that you can now subscribe to the Environmental Notice on our [website](#). We appreciate your interest in the Notice and hope that you'll spread the word to help your family and friends stay informed on important projects and events in our communities.

["Navigating Change in the Pacific Islands" Conservation Conference](#)

The 22nd Annual Hawai'i Conservation Conference will be held July 15th-17th, 2014 at the Convention Center in Honolulu. This year's celebration is in honor of the United Nations [International Year of Small Island Developing States](#).

The theme is intended to bridge the challenge of ridge-to-reef conservation while recognizing the broad connection of islands and oceans. This [event](#) includes innovative networking and training opportunities to learn more about conservation efforts throughout the Hawaiian Islands and wider Pacific. [Registration](#) for the event is now open, with the option to attend one or all three days.



In conjunction with the conference, the following [free workshops](#) will be held on Monday, July 14th and are open to the public:

- The American Littoral Society, Conservation Law Foundation, and the Surfrider Foundation are providing a training on the National Ocean Policy and its implications for the Pacific Islands ocean conservation, management and planning from 9am -12pm;
- The Hawaiian Islands Humpback Whale National Marine Sanctuary is hosting a workshop to communicate and coordinate activities that are outlined in the management plan from 1pm -3:30pm.

A [plenary](#) will take place each day including a distinguished panel of local Island Leaders that will engage in a [dialogue on Climate Change](#) on July 17th. The event ends with a [Windward Beach Cleanup](#) on Friday, July 18th hosted by KUPU. Hope to see you there!

[Hoakalei Master Plan Update](#)

Haseko Inc. is the developer of a 1,100-acre Ocean Pointe-Hoakalei master planned development located in 'Ewa on O'ahu. The proposal includes a mixed use development with residential, commercial, industrial, and resort uses, with a man-made marina serving as the focal point of the project. The developer is seeking a zone change for approximately 80 acres of the 1,100 acre development to accommodate changes to the master plan. Please see page 4 for more details.



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HAWAI'I (HRS 343)

1. Capacity Increase at Blue Ocean Mariculture Facility DEA (AFNSI)

Island: Hawai'i
District: North Kona
TMK: Makai of (3) 7-4-043:000 (submerged lands)
Permits: DLNR Conservation District Use Permit; Army Corps of Engineers Section 10 Permit.
Applicant: Blue Ocean Mariculture LLC, 74-429 Kealakehe Parkway, Kailua-Kona, HI 96740. Contact: Jennica Lowell, phone 808-557-2233 or e-mail jennica.lowell@bofish.com.

Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, PO Box 621, Honolulu, HI 96809.
Contact: Michael Cain, phone 808-587-0048.

Consultant: Same as Applicant.

Status: Statutory 30-day public review and comment period starts; comments are due by August 7, 2014. Please send comments to the applicant/consultant and approving agency.



Blue Ocean proposes to expand the production capacity of their existing mariculture facility by increasing the maximum growing volume from 24,000 m³ to 64,000 m³, increasing the number of allowable pens from five to eight, and increasing the maximum size of individual pens from 7000 m³ to 8000 m³. The proposal will require a small modification to the existing mooring grid.

The existing permit allows for the cultivation of kāhala (almaco jack, *Seriola rivoliana* and amberjack, *S. dumerilii*), moi (Pacific threadfin, *Polydactylus sexifilis*), mahi mahi (*Coryphaena hippurus*) and ulua (giant trevally, *Caranx ignobilis*). The only species Kona Blue currently cultures in the ocean pens is *S. rivoliana*.

No expansion of the lease area is being proposed, and no change in the types of net pens is being proposed.

The applicant states that the extensive monitoring they have conducted over the past eight years of water quality and benthic parameters has indicated that the facility has had no significant environmental impact. Per the tests that the applicant has conducted on water quality parameters and benthic parameters, the proposed action is well within the nutrient assimilation capacities of the local water column and benthos.

2. Haihai Fire Station DEA (AFNSI)

Island: Hawai'i
District: South Hilo
TMK: TMK 2-4-051:001 (portion)
Permits: National Pollutant Discharge Elimination System (NPDES) Permit; Subdivision Permit; Grading/Building Permits; Noise Permit.

Proposing/Determination

Agency: County of Hawai'i, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7 Hilo, HI 96720.
Contact: David Yamamoto, phone 808-981-8356 or fax 808-981-2037.

Consultant: PBR Hawaii & Associates, Inc., 1001 Bishop Street, Suite 650, Honolulu, HI 96813.
Contact: Vincent Shigekuni, phone 808-521-5631 or fax 808-523-1402.



Status: Statutory 30-day public review and comment period starts; comments are due by August 7, 2014. Please send comments to the proposing/determination agency and consultant.

The County of Hawai'i Department of Public Works is proposing to construct a new fire station near the Hilo Municipal Golf Course Driving Range. The proposed fire station would be located on State land on the southwest corner of Haihai Street and Laua Road.

The primary purpose for the Haihai Fire Station is to improve emergency services from Panaewa Makai to Waiākea Uka. The existing Kawaiiani Fire Station is limited in size (0.5 acre) and inadequate to meet the space requirements of the Fire Department. The Kawaiiani Fire Station is surrounded by residential homes, Kawaiiani Street and the Hilo Municipal Golf Course, and does not allow for future expansion. In addition, emergency services provided by the Hawai'i Fire Department from Kawaiiani Street Station now include Emergency Medical Services (EMS), and the required EMS personnel, vehicles and equipment can no longer be accommodated at the current location.

The proposed Haihai Fire Station will: (1) replace the existing fire station located on Kawaiiani Street; and (2) provide additional space required for EMS. The proposed Haihai Fire Station would provide a much needed public safety facility for the South Hilo District.

O'AHU (HRS 343)

3. Hoakalei Master Plan Update DEIS Volume 1 & Volume 2

Island: O'ahu
District: 'Ewa
TMK: 9-1-134:025, 9-1-134:026, 9-1-134:027, 9-1-134:028 (por.), 9-1-134:029 (por.), 9-1-134:007, 9-1-134:022 (por.)
Permits: Special Management Area Use Permit (Major); National Pollutant Discharge Elimination System (NPDES); Grubbing, Grading, and Building Permits.
Applicant: Haseko ('Ewa), Inc., 91-1001 Kaimālie Street, Suite 205, 'Ewa Beach, HI 96706-5005. Contact: Raymond Kanna, phone 808-689-7772.
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, Honolulu, HI 96813. Contact: Timothy Streit, phone 808-768-8042.
Consultant: Planning Solutions, Inc., 210 Ward Avenue, Suite 330, Honolulu, HI 96814. Contact: Perry White, phone 808-550-4483.
Status: Statutory 45-day public review and comment period starts; comments are due by August 22, 2014. Please send comments to the applicant, approving agency, and consultant.



Haseko ('Ewa), Inc. is seeking a zone change for approximately 80 acres of the 1,100 acre Ocean Pointe-Hoakalei development to accommodate a change in its master plan for the Hoakalei portion of the development. The Hoakalei Master Plan Update (HMPU) features a recreational lagoon as the focal point in place of the previously-planned marina. The rezoning request calls for rearrangement of the zoning district boundaries, but only modest shifts in the total acreage devoted to each type of land use. It would not increase the development density or the total number of residential and visitor accommodation units. The land to be rezoned is located within the last undeveloped phase of the project. If the requested zone change and other required permits and approvals are granted, including a Special Management Area (SMA) Use Permit, Haseko will seek to complete the Ocean Pointe-Hoakalei development in accord with the updated plan.

4. Kalaeloa Heritage Park Station DEA (AFNSI)

Island: O'ahu
District: 'Ewa
TMK: 9-1-013:069 and 9-1-013:067
Permits: HCDA Development Permit; NPDES permit; Archaeological Preservation and Burial Treatment Plan; Grading and Grubbing Permit; Building Permit.

Proposing/Determination

Agency: Hawaii Community Development Authority - HCDA, 461 Cooke Street, Honolulu, HI 96813. Contact: Tesha Malama, phone 808-620-9643 or e-mail esha@hcdaweb.org.

Consultant: Townscape, Inc., 900 Fort Street Mall, Suite 1160, Honolulu, HI 96813. Contact: Gabrielle Sham, phone 808-536-6999 or e-mail gabrielle@townscapeinc.com.

Status: Statutory 30-day public review and comment period starts; comments are due by August 7, 2014. Please send comments to the proposing/determination agency and consultant.



The Hawai'i Community Development Authority (HCDA), in partnership with the Kalaeloa Heritage and Legacy Foundation, is working to create the Kalaeloa Heritage Park (KHP) in 'Ewa, O'ahu. Located just east of the Kalaeloa Airport, the 77-acre KHP contains significant cultural, historical, and natural resources unique to the 'Ewa Plain.

Proposed actions for developing the KHP complex will include a multi-purpose cultural center, botanical greenhouse, maintenance shed, and caretaker/security cottage. The KHP complex will support the existing "interpretative area" where visitors are guided along a trail which includes remnants of an ancient Hawaiian village. The majority of the proposed development will be located in an area that has been previously bulldozed for military purposes in order to minimize disturbance to the remainder of the site.

The proposed project will not have a significant cumulative effect upon the environment. The proposed project will have short term impacts on traffic, noise, and air quality during construction, but will be mitigated through use of Best Management Practices. No long-term impacts are expected. The KHP will promote the stewardship of natural, cultural and historical resources on the 'Ewa Plain, and educate visitors about the past. The proposed development of the KHP will support the goals of the HCDA and City and County of Honolulu to preserve open space and provide recreational and educational opportunities in 'Ewa.

5. Moi Mariculture Facility DEA (AFNSI)

Island: O'ahu
District: Honolulu
TMK: Makai of (1) 1-1-003:005 (submerged lands)
Permits: Conservation District Use Permit; Army Corps of Engineers Section 10 Permit; NPDES / ZOM Permit
Applicant: Mamala Bay Seafood LLC, 24 Sand Island Access Road, Box 27, Honolulu, HI 96819. Contact: Randy Cates, e-mail catesinternational@hawaiiantel.net

Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, PO Box 621, Honolulu, HI 96809. Contact: Michael Cain, phone 808-587-0048.

Consultant: Aquaculture and Advocacy, c/o Mamala Bay Seafood LLC, 24 Sand Island Access Road, Box 27, Honolulu, HI 96819. Contact: John Corbin, phone 808-239-8316 or e-mail jscorbin@aol.com.



Status: Statutory 30-day public review and comment period starts; comments are due by August 7, 2014. Please send comments to the applicant, approving agency, and consultant.

Mamala Bay Seafood (MBS) proposes to cultivate moi (*Polydactylus sexfilis*) in a 75-acre area in the Reef Runway Borrow Pit adjacent to the Honolulu International Airport. The proposed facility will consist of an anchored grid of ten Aqualine surface cages. Each cage will be 114 feet in diameter and have an enclosed volume of approximately 264,860 cubic feet (7500 m³). The mooring system connecting the cages will be anchored by 28 Danforth anchors.

A 72-foot feed barge will also be moored on the site. Stocking, feeding, harvesting, and maintenance will be carried out by surface work boats with occasional SCUBA diver assistance.

The area has been highly disturbed, and is not known to be habitat for any protected species with the exception of the green sea turtle. There are coral reefs in close proximity to the site.

MBS estimates that they can begin placing cages in January 2015, and stocking the cages by July 2015. In Phase I, five cages will be deployed. Phase II deployment of the final five cages is planned for three years. Projected annual production at full grow out is estimated to be 1.5 M lbs.

KAUA'I (HRS 343)

6. Fields Single-Family Residence Project DEA (AFNSI)

Island: Kaua'i
District: Hanalei/Halele'a
TMK: (4) 5-3-001-016
Permits: Conservation District Use Permit; Building Permit; Grading Permit; Grubbing Permit; Driveway approach Permit; County Permits for electrical conduits and potable water lines within County right-of-way; County Permit for traffic management (if required).
Applicant: Kalihiwai Investors, LLC, 3762 Kelii Place, Princeville, HI 96722.
Contact: James Fields, phone 347-804-8059.



Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, 1151 Punchbowl Street, Room 131, Kalanimoku Building, Honolulu, HI 96813.
Contact: Samuel Lemmo, phone 808-587-0377.

Status: Statutory 30-day public review and comment period starts; comments are due by August 7, 2014. Please send comments to the applicant and approving agency.

Proposal to construct a single-family residence (SFR) in the Conservation District on TMK: (4) 5-3-001:016, Hanalei District, Island of Kaua'i. The parcel encompasses 174 acres; in which 146 acres lie within the Conservation District; there are no portions of the subject parcel located in the County of Kaua'i Special Management Area.

The SFR project area is a two-acre, level bluff bordered by Kapaka Street (east) and the Hanalei Valley *pali* (west). Kapaka Street is a developed neighborhood, including 45+ residences on the street's east side. The street's west side (including the subject parcel and proposed SFR site) is abandoned pasture covered with invasive foliage. The proposed one-story SFR will have a maximum height of 19'8" and includes a maximum developable area (MDA) of 4,941 square feet. The SFR will be set back between 60 and 80 feet from the *pali* overlooking Hanalei Valley and will utilize finishes conforming to the natural environment, including green slate roofing and exterior walls of Hawaiian rock and earthen-brown plaster.

Additional work includes landscaping and some minor agricultural uses to replace the site's invasives with native foliage, obscuring and blending the structure with its surroundings. The design and placement of the SFR is consistent with the existing neighborhood's development.

FEDERAL NOTICES

1. [Scalloped Hammerhead Sharks Listed as Threatened & Endangered Species](#) - July 3, 2014

The National Marine Fisheries Service (NMFS) issued a final determination to list the *scalloped hammerhead shark* (*Sphyrna lewini*) as being a threatened or endangered under the Endangered Species Act. The issuing of this final determination is in response to a petition submitted by WildEarth Guardians and Friends of Animals.

The scalloped hammerheads are now labeled as “threatened species” in the following population segments:

- Central and Southwest (SW)
- Atlantic Distinct Population Segment (DPS)
- Indo-West Pacific DPS

In addition, the scalloped hammerhead sharks are now labeled as “endangered species” in the following population segments:

- Eastern Atlantic DPS
- Eastern Pacific DPS

This final rule is effective on **September 2, 2014**; for more information, please see the [full notice](#) or visit the [NMFS website](#).

Contact: **Maggie Miller**, NMFS, Office of Protected Resources, (301) 427-8403

2. [Proposal To Delist Humpback Whales In Northern Pacific From Endangered Species Act](#) - June 26, 2014

The National Marine Fisheries Service (NMFS) is reviewing the status of the Central North Pacific population of the Humpback Whale to determine whether this population is a Distinct Population Segment (DPS) and whether delisting is warranted under the Endangered Species Act (ESA). This continued review is in response to a petition that NMFS received and found to have substantial scientific or commercial information indicating that the petitioned action may be warranted. Therefore, NMFS is assessing the humpback whales to determine 1) whether this population is a DPS and 2) if delisting from the ESA is warranted.

The public is highly encouraged to comment on this matter. To write your comment, please visit the [Federal e-Rulemaking Portal](#) and submit before **July 28th, 2014**. If you are interested in obtaining a copy of the petition, please visit the [NMFS Alaska Region Website](#).

Contact: **Aleria Jensen**, NMFS Alaska Region at (907) 586-7248.

3. [FEMA Proposes Programmatic Environmental Review to Evaluate Wildfire Mitigation Activities](#) - July 2, 2014

The Federal Emergency Management Agency, or FEMA, is proposing a programmatic environmental assessment (PEA) to evaluate the impact of wildfire mitigation activities. These activities are intended to minimize risk with wildfires, and are funded by the Hazard Mitigation Grant Program (HMGP) and Pre-Disaster Mitigation (PDM) Program. This assessment will evaluate the environmental impacts of continuing to fund these activities. FEMA expects that this programmatic approach will result in better decision-making, and will improve the timeliness and efficiency of environmental reviews.

In compliance with the National Environmental Policy Act (NEPA) of 1969, FEMA is proposing this evaluation and inviting the public to provide feedback on the scope of the PEA. Please submit comments by August 18, 2014. To submit your comment, visit the [Federal eRulemaking Portal](#) and identify your comment in “Docket ID FEMA-2014-0021”.

Contact: **Cecelia Rosenberg**, Federal Insurance & Mitigation Administration, FEMA, at (202) 646-3321.

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
Hawai'i: Hilo (2-3-003: 001, 004, 027 and 028; 2-3-004: 001)	Kaipalaoa Park Improvements (SMM 14-300)	Hawai'i County Department of Parks and Recreation
Hawai'i: South Hilo (2-1-009: 001)	Removal of Four Damaged Ironwood Trees (SMM 14-301)	University of Hawai'i at Hilo
Hawai'i: North Kona (7-7-008: 113)	Site Grubbing (SMM 14-302)	Matthew Kilgore
Kaua'i: Kapa'a (4-3-009: 003)	Placement of Elcorock Sandbags, Removal and Replacement of Existing Vegetation at Shoreline (SMA(M)-2014-12)	Jonathan Chun
Kaua'i: Koloa (2-8-027: 017)	Renovations to Existing Pool, Pool Deck and ADA Upgrades (SMA(M)-2014-14)	Palms Hawaii
Kaua'i: Kapa'a (4-7-007: 009)	Construction of A Stepping Stone Pathway and Split Rail Fencing along Property Line with Gate Access to Bike Pathway and Beach (SMA(M)-2014-15)	Palms Hawaii
Kaua'i: Kapa'a (4-5-013: 005)	Ground Mount Photovoltaic System (SMA(M)-2014-16)	Nathan Wood
Kaua'i: Kapa'a (4-5-012: 023)	Construction of New Food Establishment and Two Food Truck Operations (SMA(M)-2014-18)	Agor Architects, LLC
Kaua'i: Kilauea (5-2-004: 103)	Conservation Management Project that Includes Construction of Predator-proof Fencing and Habitat Restoration (SMA(M)-2014-20)	US Fish and Wildlife Service
Kaua'i: Kapa'a (4-3-002: 013)	Ground Mount Photovoltaic System (SMA(M)-2014-21)	Aston Islander Resort
Maui: (3-8-005: 003)	Maui County Veterans Association (SM2 20140064)	Maui County Veterans Association
Maui: (3-8-005: 003)	Construct Kealia Beach Turtle Barrier to Protect Nesting (SM2 20140065)	Calvin Willis
Maui: Lahaina (4-6-001: 007)	Victoria / Maui 2014 Yacht Race (SM2 20140066)	Jeffrey S Beckland
Maui: (1-4-008: 001)	Water Tank Enclosure (SM2 20140067)	Gary Stice
Maui: Kahului (3-8-052: 001)	Convert Convenience Store to Pizza Shop (SM2 20140068)	James S Niess

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-1597	6/16/14	Lots 158 to 162, inclusive, Document Number A-49131424 being portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi situate at Honouliuli, Ewa, Oahu Address: 91-333, 91-329, 91-317, 91-309 and 91-303 Papipi Road Purpose: Shoreline determination	Park Engineering/ Haseko (Ewa), Inc.	9-1-011:001-005
OA-1598	6/16/14	Lots 157 and 297 Document Number A-49131424 being portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi situate at Honouliuli, Ewa, Oahu Address: 91-295 Papipi Road Purpose: Shoreline determination	Park Engineering/ Haseko (Ewa), Inc.	9-1-011:006 & 007
OA-1599	6/16/14	Lot 2697 as shown on Map 274 of Land Court Application 1069 situate at Honouliuli, Ewa, Oahu Address: Oneula Beach Park Purpose: Shoreline determination	Park Engineering/ City and County of Honolulu	9-1-134:006
OA-1600	6/16/14	Lot 11729 as shown on Land Court Application 1069 (Map 846) and Lot 5 Document Number A-46370706 being portion of Royal Patent 9671, Land Commission Award 11216, Apana 8 to M. Kekauonohi and all of Grant 30 Apana 8 to the Board of Education situate at Honouliuli, Ewa, Oahu Address: 91-101 Papipi Road Purpose: Shoreline determination	Park Engineering/ Haseko (Ewa), Inc.	9-1-134:007 & 029
OA-1601	6/26/14	Lot 934 as shown on Map 214 of Land Court Application 677 situate at Kailua, Koolaupoko, Oahu Address: 11 Namala Place Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Hugh Duncan	4-3-020:060
MA-579	6/19/14	Unit 18 Alaeloa Condominium being portions of R.P. 4569, L.C. Aw. 3801:1 to Lupea, R.P. 1663, L.C. Aw. 5524 to L. Konia situate at Alaeloa, Kā'anapali, Maui Address: 20 Hui Road I, Unit 18 Purpose: Building permit	Arthur P. Valencia/ Lani V.D.L. Johnson, et al.	4-3-003:017- 0012, 021
MA-580	6/23/14	Lots C, D and E of Section B of the Puamana Planned Unit Development, Unit 1 File Plan 1056 situate at Makila & Pahoia, Lahaina, Maui Address: 34 Pualima Place Purpose: Building and other permitting purposes	Newcomer-Lee Land Surveyors, Inc./ Puamana Community Association	4-6-028:001

HA-486	6/26/14	Portion of Grant 4856 to John Hind and whole of Grant 10,644 to Ichiro Goto situate at Lalamilo, South Kohala, Island of Hawaii Address: 69-1532 & 69-1536 Puako Beach Drive Purpose: Determine building setbacks for planning process	West Point Corporation/ One Puako Bay Associates, LLC	6-9-002:001, 002 & 030
KA-386	6/16/14	Unit 2 "Hale O Noeau" being portion of Allotment 49-A Moloaa Hui Land situate at Aliomanu, Kauai Address: Aliomanu Road Purpose: Building permit	Honua Engineering, Inc./ Cadeddu-Duke Family Trust	4-9-004:015-0002
KA-387	6/17/14	Lot 2 being a portion of Land Court Application 1469 Waipa Beach Lots situate at Waioli, Hanalei, Kauai Address: 5590 Weke Road Purpose: Building permit	Honua Engineering, Inc./ Waioli Surf Shack Holdings, LLC	5-5-005:009
KA-388	6/17/14	Lots 3 and 4 being a portion of Land Court Application 1469 Waipa Beach Lots situate at Waioli, Hanalei, Kauai Address: 5582 & 5572 Weke Road Purpose: Building permit	Honua Engineering, Inc./ Waioli Surf Shack Holdings, LLC	5-5-005:010 & 011

Shoreline Certification 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-1573	Proposed Shoreline Certification	Lots 18-B-1 and 19-A of the Kahala Subdivision being portion of Royal Patent 7721, Land Commission Award 228, Apana 2 to Kaleiheana situate at Kahala, Honolulu, Oahu Address: 4465 & 4469 Kahala Avenue Purpose: Establish setback for design and construction of new residence	Rico D. Erolin/ Kyong-Su Im (Authorized Agent)	3-5-003:002 & 003
OA-1588	Proposed Shoreline Certification	Portion Grant 1307, Apana 2 to Mahina situate at Haleaha, Koolauloa, Oahu Address: 53-535A Kamehameha Highway Purpose: Determine building setback line	AECOM Technical Services, Inc./ Roman Catholic Church	5-3-006:027
OA-1591	Proposed Shoreline Certification	Lot 312 as shown on Map 172 of Land Court Application 323 situate at Pueohaka, Kailua, Koolaupoko, Oahu Address: 528 North Kalaheo Avenue Purpose: Construction	Sam O. Hirota, Inc./ Julia Violich	4-3-018:007
HA-480	Proposed Shoreline Certification	Portion of Richardson Ocean Park being portions of Grant 7187 to David Malo, Grant 9218 to E. Richardson and Executive Order 267 situate at Waiakea, South Hilo, Island of Hawaii Address: 2355 Kalaniana'ole Street Purpose: Building and accessibility improvements	Wayne A. Subica, Jr./ County of Hawaii, Department of Parks & Recreation	2-1-019:009 & 010

HA-484	Proposed Shoreline Certification	Portion of R.P. 4475, L.C. Aw. 7713, Ap. 43 to V. Kamamalu situate at Holualoa 1 st and 2 nd , North Kona, Island of Hawaii Address: N/A Purpose: Obtain County permits	Wes Thomas Associates/ George Sandusky	7-6-016:012
HA-485	Proposed Shoreline Certification	Lot 10 of Waikoloa Lot 2 Subdivision (File Plan 2288) being a portion of R.P. 7523, L.C. Aw. 4452, Ap. 4 to H. Kalama situate at Anaehoomalu, South Kohala, Island of Hawaii Address: N/A Purpose: Obtain County permits	Wes Thomas Associates/ Waikoloa NP LLC	6-9-009:010
MA-556	Rejection	Lot 41-A, 47-A and TMK (2) 4-3-002:028 Mailepai Hui Partition being portion of Royal Patent 1663, Land Commission Award 5524 to L. Konia situate at Napili 1 and 2, Kā'anapali, Maui Address: 5900 L. Honoapiilani Road Purpose: Building setback purposes	Valera, Inc./ Napili Kai, Ltd.	4-3-002:026, 027 & 028
MA-557	Rejection	Lot 12 Land Court Application 485 (Map 7) and Portions of R.P. 7661, L.C. Award 76:5 to William Shaw & L.C. Award 11216, Apana 28 to M. Kekauonohi situate at Honokowai, Kā'anapali, Lahaina, Maui Address: 3445 L. Honoapiilani Road Purpose: Building permit purposes	Arthur P. Valencia/ Kaanapali Shores AOAO	4-4-001:097



G. Hilliard Photo

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. 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).