

The Environmental Notice

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Earth Day 45

We hope you had a great **Earth Day on April 22**. Some may say Earth Day was yesterday, we say, **EARTH DAY IS EVERYDAY!** There really is so much progress being made here in Hawai'i, and worldwide. We hope you are able to find ways to be involved (and you have time to take a look at this week's *Environmental Notice*). We know our environment is changing, our population is increasing, and people must adjust in many different ways. One global conversation is happening right now on energy efficiency, conservation, water use reduction, transportation, environmental education, clean energy jobs and investment (www.earthday.org).



We also know the best solutions to challenges often incorporate ideas from both new and old technology, and now public-private partnerships are increasingly being used to serve the public interest. Locally, the **Aloha+ Challenge** and **Hawai'i Green Growth** (www.hawaiiingreengrowth.org) effort is committed to achieving a set of six (6) interconnected sustainability targets - clean energy, local food, natural resource management, waste reduction, smart sustainable communities, and green workforce & education. These efforts will provide a framework to set priorities, catalyze action and track progress on shared goals for government, the public, and all of our business communities.

One of the first targets of the Aloha+ Challenge and Hawai'i Green Growth is clean energy, where the future is rapidly evolving, driven by key changes in new stakeholders, law, technology, policy, economics and finance. Although the direction is generally set to promote clean energy and impressive progress is being made to achieve energy goals and objectives, major challenges and uncertainties remain. I encourage you to become and stay engaged in this on-going discussion of how to maximize the public benefits as we determine the destiny of our energy future. The [Hawai'i State Energy Office's website](http://www.hawaiienergyoffice.com) is a great place to start.



2007 Amendment, 1996 Amendment and Compilation of Chapter 11-200, Hawai'i Administrative Rules, on Web

Chapter 11-200, Hawai'i Administrative Rules, sets forth the details on implementation of the environmental review process in the State of Hawai'i. Due to the nature of the process of amending and compiling administrative rules, some users have expressed concern to us that the public cannot readily see that the 2007 amendment to Section 11-200-8, HAR (adding an eleventh exempt class of action relating to affordable housing) should be read conjointly with the 1996 amendment and compilation of Chapter 11-200, HAR. In our attempt to remedy this concern, the office has prepared a [single Adobe Acrobat PDF](#) file that contains: (1) the signed 2007 amendment; and (2) the signed 1996 amendment and compilation. The file has been annotated with a comment next to Section 11-200-8(a)(10) that the 2007 amendments added a new exempt class of action. Furthermore, the file has running headers and footers providing information on the document, as well as the name and address of the Office.

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HAWAI'I (HR\$ 343)

1. Hawai'i County Mass Transit Agency Base Yard and Maintenance Facility 5(b) DEA (AFNSI)

Island: Hawai'i
District: South Hilo
TMK: (3) 2-1-013:148 (portion)
Permits: Special Permit, Plan Approval, National Pollutant Discharge Elimination System Permit, Grading/Building Permits, Noise Permit

Proposing/Determination

Agency: County of Hawai'i Mass Transit Agency, 25 'Aupuni Street, Hilo, HI 96720. Contact: Tiffany Kai, (808) 961-8343

Consultant: PBR Hawaii & Associates, Inc., 1001 Bishop Street, Suite 650, Honolulu, HI 96813. Contact: Bethany Wylie, (808) 521-5631

Status: Statutory 30-day public review and comment period starts; comments are due by May 25, 2015. Please send comments to the proposing/determination agency and consultant.



The County of Hawai'i Mass Transit Authority (MTA) is proposing to construct a base yard and maintenance facility for transit operations ("the Base Yard and Maintenance Facility"). The proposed base yard will be located on a five-acre portion of tax map key (TMK) (3) 2-1-013:148 on Pana'ewa Drag Strip Road in Wai'ākea, South Hilo, Island of Hawai'i ("the Project Site").

The purpose of the proposed Base Yard and Maintenance Facility is to better support the MTA's operations, which include providing island-wide public transportation, administrative support to the Hawai'i County Transportation Commission, and overseeing taxicab operators. The MTA has grown significantly over the years and is in need of its own facility to improve efficiency and the work environment. Currently, it is located in the Schultz Siding facility where it shares limited space with the Department of Public Works.

Development of the proposed Base Yard and Maintenance Facility will include construction of a 26,500 square foot building with 19,500 square feet of warehouse space for transit vehicle maintenance, washing, and repair. The building will also include office space for administrative staff who oversee daily transit operations as well as storage space.

MAUI (HR\$ 343)

2. Camp Maluhia and Related Improvements 5(e) FEA (FONSI)

Island: Maui
District: Wailuku
TMK: (2) 3-1-001:001(por.) and 028
Permits: County Special Use Permit, Off-Site Parking Approval, Parking Variance, Construction Permits
Applicant: Maui County Council Boy Scouts of America, 200 Liholiho Street, Wailuku, HI 96793. Contact: Robert Nakagawa, (808) 244-3724



Approving Agency: State of Hawai'i, Department of Land and Natural Resources, 54 South High Street, Wailuku, HI 96793. Contact: Daniel Ornellas, (808) 984-8103

Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Contact: Bryan Esmeralda, (808) 244-2015

Status: Finding of No Significant Impact Determination.

The Maui County Council Boy Scouts of America (BSA) is proposing to construct a new dining hall and related improvements at Camp Maluhia (TMK (2) 3-1-001:028) (Parcel 28) located at Kahakuloa, Maui, Hawai'i. The property is owned by the BSA. This new dining facility is intended to replace the existing aging dining hall structure which was originally built in 1938.

Related improvements include upgrades to the fire protection and existing domestic water systems which serve the camp, including the construction of two (2) new water tanks, booster pump system, and associated waterlines which are intended to augment the existing system and bring the system up to current design standards. A portion of the proposed water system improvements will be located on the adjacent State-owned parcel identified as TMK (2) 3-1-001:001 (Parcel 1), which is leased by the BSA. In addition, the Department of Land and Natural Resources, Division of Forestry and Wildlife proposes to construct a new parking lot also on Parcel 1 near the existing Camp Maluhia gravel parking lots for hikers using the Waihe'e Ridge Trail.

The proposed project will be funded in part, by State and County grant monies. In addition, a portion of the proposed water system improvements and new trail parking lot will be located on Parcel 1, which is State-owned. For these reasons, Chapter 343, Hawai'i Revised Statutes (HRS) compliance is required.

O'AHU (HRS 343)

3. Schofield Generating Station Project 5(e) DEIS & Appendices

Island:	O'ahu	
District:	Wahiawā	
TMK:	(1) 7-7-001:001 and 002; (1) 7-3-001:001, 002, 006, 007, 008, 009, 011, 012, 013, 019, 022, and 024; (1) 7-6-001:001 and 006; (1) 9-4-012:001, 003, and 011	
Permits:	Easements – Army, DLNR; Conservation District authorization – OCCL; Lease – Army; Air Permit (Covered Source and Prevention of Significant Deterioration) – EPA/HDOH; Notice of Proposed Construction or Alteration – FAA; Airport Hazard Area Zone Permit – FAA; Decision and Order – PUC; Excavation Permit – Army; Site Plan Review – Army; Hazardous Waste Generator ID number (construction and operation) – EPA ; Spill Prevention, Control, and Countermeasures Plan (construction and operation) – EPA; Equipment and Materials Handling, including materials disposal – DOT; Energy Information Administration registration – EIA; NPDES for storm water (construction and operation) – HDOH; Permit and/or variance for noise during construction – HDOH; Emergency and Hazardous Chemical Inventory – Army; HDOH; Honolulu Fire Department; Pressure Vessel Installation Permit – Hawai'i Department of Labor; Street Usage Permit – DOT; Use and Occupancy Agreement (UOA) – DOT; Approval to Cross State Water – Army Corps of Engineers; Building Permit – Honolulu Department of Planning and Permitting; Flammable and Combustible Liquid Tanks Installation – Honolulu Fire Department; Liquefied Petroleum Gas Tank Installation – Honolulu Fire Department; Licenses to inspect, test, and maintain fire protection system – Honolulu Fire Department; Fire Alarm Systems Acceptance Test Permit – Honolulu Fire Dept.; Fire Plans Review Fee – Honolulu Fire Dept.; Telecommunications License – New Cingular Wireless PCS, LLC	
Applicant:	Hawaiian Electric, P.O. Box 2750, Honolulu, HI 96840-0001. Contact: Jack Shriver, (808) 543-4088	
Approving Agency:	Department of Land and Natural Resources , 1151 Punchbowl Street, Room 131, Honolulu, HI 96813. Contact: Carty Chang, (808) 587-0400	
Consultant:	Tetra Tech, Inc., 1999 Harrison Street, Suite 500, Oakland, CA 94612. Contact: Kristin Shields, (703) 946-3238	
Status:	Statutory 45-day public review and comment period starts; comments are due by	

June 8, 2015. Please send comments to the applicant, approving agency, and consultant.

The Proposed Action is the granting of an 8.13-acre lease and a 2.5-acre easement of U.S. Army land on Schofield Barracks and Wheeler Army Airfield and the granting of an 1.28-acre easement and 0.7-acre conservation district authorization on state land to Hawaiian Electric Company, Inc. to construct, operate, and maintain a 50-megawatt capacity biofuel-capable power generation plant to include associated power poles, high tension power lines, and related equipment and facilities.

The primary purpose of the Proposed Action is two-fold: to provide improved energy security to the U.S. Army Garrison-Hawai'i at Schofield Barracks, Wheeler Army Airfield, and Field Station Kunia and to provide new secure, firm, dispatchable, flexible, and renewable energy generation to the grid on O'ahu, Hawai'i.

The needs for the Proposed Action are to increase energy security for the Army and O'ahu; assist the Army in supporting renewable energy-related laws and Executive Orders and meeting its renewable energy goals; assist Hawaiian Electric in meeting the Hawai'i Renewable Portfolio Standard goals; and to improve future electrical generation on O'ahu.

KAUA'I (HR 343)

4. Maxson Single Family Residence 5(e) DEA (AFNSI)

Island: Kaua'i
District: Hanalei
TMK: (4) 5-9-002:067
Permits: Conservation District Use Application (CDUA), Building Permit
Applicant: Mark J. Maxson and Robert E. Shaw, c/o Walton D.Y. Hong, 3135-A Akahi Street, Līhu'e, HI 96766. (808) 245-4757
Approving Agency: Board of Land and Natural Resources, P.O. Box 621, Honolulu, HI 96809. Contact: Lauren Yasaka, (808) 587-0386

Consultant: Walton D.Y. Hong, 3135-A Akahi Street, Līhu'e, HI 96766. (808) 245-4757
Status: Statutory 30-day public review and comment period starts; comments are due by May 25, 2015. Please send comments to the applicant, approving agency, and consultant.



Construction of a two-bedroom, two-bath, single family residence on property situated on the mauka side of Kuhio Highway, Hā'ena, Kaua'i, Hawai'i. The property is identified as Tax Map Key: (4th) 5-9-002-067, and contains 26,371 square feet, more or less. The proposed residence contains an actual development area of 3,492 square feet.

The subject property is within the Limited Subzone of the State Land Use "Conservation" district, which allows the construction of a single family residence with the issuance of a Conservation District Use Permit.

5. Nualolo Cliff Trail Reroute 5(b) FEA (FONSI)

Island: Kaua'i
District: Waimea
TMK: (4) 1-4-001:014
Permits:
Proposing/Determination Agency: Department of Land and Natural Resources, Division of Forestry and Wildlife, 3060 Eiwa Street, Room 306, Līhu'e, HI 96766-1875. Contact: Dan Smith, (808) 274-3433
Consultant: Garcia and Associates, 146 Hekili St. Suite 101, Kailua, HI 96734. Contact: Huang-Chi Kuo, (808) 262-1387



Status: Finding of No Significant Impact Determination.

Nualolo Cliff Trail is located on northwestern Kaua'i within Nā Pali Kona Forest Reserve and is managed by the Division of Forestry and Wildlife's Nā Ala Hele Trail and Access Program. A 300-foot long section of the Nualolo Cliff Trail was damaged from wear and tear and the hiking tread is worn out to the point that crossing it is unsafe. Weather conditions and unstable soils continuously create small slides making repair of the trail impractical. The trail has been closed since 9 May 2013 due to the unsafe conditions. The Nualolo Cliff Trail Reroute project proposes to bypass the damaged section by constructing and maintaining a 0.3-mile long wildland trail with 2 to 3 foot wide tread. Currently, Nualolo Cliff trail connects with Nualolo Trail between the 3-mile and 3¼-mile markers. The proposed reroute of Nualolo Cliff Trail will connect with Nualolo Trail at approximately the 2.5 mile marker. Construction of the new segment of Nualolo Cliff Trail is the primary action considered in the environmental assessment and involves vegetation clearing, trail construction, and installation of trail signs. Trail design and construction will follow the guidelines of the *Nā Ala Hele Program Plan*.

COASTAL ZONE MANAGEMENT NOTICES

Special Management Area (SMA) Minor Permit

The SMA Minor permit below has been approved (HRS 205A-30). For more information, contact the county/state Planning Department. Honolulu (768-8014); Hawai'i (East 961-8288, West 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: South Hilo (2-9-003: 013, 029 and 060)	Consolidation and Resubdivision of Three Lots with the Adjacent Former Railroad Right-of-Ways; and Conduct Basic Data Collection (SMM 15-328)	Kenneth S. Church
Hawai'i: South Kohala (6-8-022: 031)	Installation of Two Air Conditioning Units and Related Improvements (SMM 15-329)	Oceanic Time Warner Cable
Kaua'i: Kilauea (5-3-004: 030)	Authorizing Construction of a Six-foot High Lava Rock Wall (SMA(M)-2015-26)	Barnet & Julie Feinblum
Kaua'i: Hanalei (5-5-006: 023)	Authorizing ADA Improvements for Restrooms and Replacement of an Existing Shed Roof (SMA(M)-2015-27)	Waioli Hui'ia Church
Kaua'i: Ele'ele (2-1-003: 007 and 030)	Authorizing Installation of Monitoring Wells for Environmental Remediation Purposes (SMA(M)-2015-28)	Chevron, USA
Kaua'i: Koloa (2-8-028: 076)	Authorizing the Construction of a Pool, Spa and Equipment Shed (SMA(M)-2015-29)	Sharon McCoubrey
Maui: Kapalua (4-2-004: 021)	Install Accessory Equipment (SM2 20150018)	Verizon Wireless
Maui: Wailea (2-1-023: 007)	Ferraro's Restaurant Improvements at Four Seasons Resort (SM2 20150019)	Four Seasons Resort, Maui
Maui: Makawao (2-6-013: 011)	Driveway Improvements (SM2 20150021)	Newcomer-Lee Land Surveyors, Inc.
O'ahu: Lualualei (8-7-023: 037)	Utility Installation, Type B, Consisting of a 55-foot High Stealth Monopole, Containing 12 Panel Antennas and 12 Remote Radio Units (2014/SMA-58)	Verizon Wireless / Cascadia PM



SHORELINE NOTICES

Shoreline Certification Applications

The shoreline certification applications below are available for review at the Department of Land and Natural Resources 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, Hawai'i 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 (808) 587-0420.

File No.	Date	Location	Applicant/Owner	TMK
OA-1649	3/27/15	Lot 46 Mokolēia Beach Subdivision File Plan 863 situate at Kamananui, Waialua, O'ahu Address: 68-247 Au Street Purpose: Obtain building permit	Wesley T. Tengan/ Ann Agena, Miles Honda, Sheryl Shimomi	6-8-012:046
OA-1650	4/2/15	Lot 12, Land Court Application 609 situate at Mokolēia, Waialua, O'ahu Address: 68-549 Crozier Drive Purpose: Building permit	Walter P. Thompson, Inc./ Frederick Fong	6-8-004:014
OA-1651	3/27/15	Lot 106 Land Court Application 609 situate at Mokolēia, Waialua, O'ahu Address: 68-329 Crozier Drive Purpose: Building permit	Walter P. Thompson, Inc./ Pacific Capital Resources, LLC	6-8-005:013 (por.)
OA-1652	3/27/15	Lot 1141 Land Court Application 677 situate at Kailua, Ko'olaupoko, O'ahu Address: 12 Kailua Road Purpose: Pending sale	Walter P. Thompson, Inc./ Les Vasconcellos, Trustee	4-3-012:001
HA-507	4/9/15	Lot B being the whole of R.P. 3737, L.C. Aw. 5680, Ap. 2 to Kahiamoe and being portions of L.C. Aw. 4452, Ap. 2 to H. Kalama and Road Remnant situate at Kapalaalaea 1 st , North Kona, Island and County of Hawai'i Address: 77-6564 Alii Drive Purpose: Obtain County permits	Wes Thomas Associates/ Bradford & Vicki Picking	7-7-010:013
KA-396	4/9/15	Lot 6-B Kukui'ula Subdivision situate at Kukui'ula, Koloa, Hawai'i Address: 4650 Amio Road Purpose: Determine setback	Roger M. Caires/ Edmund Gregoire	2-6-011:019
KA-397	4/9/15	Lot 7-A-1 being a portion of Lot 7-A of the "Lee Kwai Beach Lots" situate at Weliweli, Koloa, Kaua'i Address: 1831 Pee Road Purpose: Determine setback	Roger M. Caires/ Moti Jiandani	2-8-019:010

Shoreline Certifications and Rejections

The shoreline notices below have been proposed for certification or rejection by the Department of Land and Natural Resources (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 Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1645	Proposed Shoreline Certification	Lot 17 Land Court Application 1596 situate at Wailupe, Waikīkī, O'ahu Address: 328 Wailupe Circle Purpose: Setback purposes	Austin, Tsutsumi & Associates, Inc./ Wilton A. & Christina D. Doane	3-6-001:017
MA-588	Rejection	Lot 5 of Waipio Bay Partition being a portion of Grant 2079, Ap. 3 to Kaiewe situate at Puolua, Hamakualoa, Maui Address: 328 Door of Faith Road Purpose: N/A	Akamai Land Surveying, Inc./ Kevin Pena	2-9-007:049

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) NOTICES

Draft Environmental Impact Statement/ General Management Plan, Kalaupapa National Historical Park, Kalawao and Maui Counties, Hawai'i

AGENCY: National Park Service, U. S. Department of the Interior

ACTION: Notice of Availability

SUMMARY: The National Park Service (NPS), of the U. S. Department of the Interior announces the availability of a Draft General Management Plan (GMP)/ Environmental Impact Statement (EIS) for Kalaupapa National Historical Park. The document identifies and analyzes four alternatives. Alternative A (no action alternative) assumes that programming, facilities, staffing, and funding would generally continue at their current levels to protect the values of Kalaupapa NHP in the near term. Alternative B focuses on maintaining Kalaupapa's spirit and character through limiting visitation. Visitor use would be highly structured, though limited opportunities would exist for public visitation and overnight use. The NPS would develop an extensive outreach program to share Kalaupapa's history with a wide audience at off-site locations. Alternative C (agency preferred) emphasizes stewardship of Kalaupapa's lands in collaboration with the park's many partners. Kalaupapa's diverse resources would be managed to protect and maintain their character and historical significance. Visitation by the general public would be supported, provided, and integrated into park management. Visitor regulations would change, while continuing to limit the number of visitors per day through new mechanisms. Alternative D focuses on the personal connections to Kalaupapa through visitation by the general public. Resources would be managed for longterm preservation through NPS-led programs throughout the park. Alternative D offers visitors the greatest opportunities to explore areas on their own. Visitor regulations would be similar to Alternative C.

DATES: All comments on the Draft EIS must be postmarked or transmitted no later than **JUNE 8, 2015** (60 days after April 10, 2015, the date the Environmental Protection Agency published its notice of the filing and release of the document in the Federal Register). Additional information can be found on the project Web site <http://parkplanning.nps.gov/kala>, in local and regional press media, and will also be available by contacting Kalaupapa National Historical Park. The National Park Service invites the public to attend the following public meetings.

- Monday, May 4, 2015, from 5pm-7pm. McVeigh Social Hall, Kalaupapa, Moloka'i
- Tuesday, May 5, 2015, from 1pm-3pm, and 6pm-8pm, Kalaniana'ole Hall, Maunaloa Highway, Kaunakakai, Moloka'i
- Wednesday, May 6, 2015, from 6pm-8pm, Kahului Community Center, 275 Uhu Street, Kahului, Maui
- Thursday, May 7, 2015, from 6pm-8pm, Atherton Hālau, Bishop Museum, 1525 Bernice Street, Honolulu, O'ahu
- Friday, May 8, 2015, from 10am-12pm, Atherton Hālau, Bishop Museum, 1525 Bernice Street, Honolulu, O'ahu
- Wednesday, May 13, 2015, from 10am-12pm, Hawaiian Standard Time, Online Meeting – Virtual meeting web access information is posted at <http://parkplanning.nps.gov/kalagmp>.
- Thursday, May 14, 2015, from 10am-12pm, Hawaiian Standard Time, Online Cultural Resources/Historic Properties Meeting. Virtual meeting web access information is posted at <http://parkplanning.nps.gov/kalagmp>.

ADDRESSES: Written comments may be submitted by one of two methods: mail or hand-deliver comments to Kalaupapa National Historical Park, Attn: DEIS— GMP, P.O. Box 2222, Kalaupapa, HI 96742, (808) 567-6802. Or you may submit comments via the Web site noted above. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

SUPPLEMENTARY INFORMATION: Kalaupapa National Historical Park was established as a unit of the National Park System on December 22, 1980. The park is oriented toward patient privacy and maintaining the patients' lifestyles, and the patients are guaranteed they may remain at Kalaupapa as long as they wish. These park purposes will continue as long as there is a resident Hansen's disease patient community at Kalaupapa. In

addition, the purpose of Kalaupapa National Historical Park is to honor the history of the isolated Hansen's disease community by preserving and interpreting its site and values. The historical park also tells the story of the rich Hawaiian culture and traditions at Kalaupapa that go back at least 900 years. Kalaupapa NHP encompasses 8,725 acres of land and 2,000 acres of water. Federally owned land at Kalaupapa NHP includes only 23 acres. The remainder of the park land is currently in non-Federal ownership, managed under a lease and cooperative agreements mandated by legislation. The NPS has a fifty year lease agreement for the approximately 1,300 acres of the Kalaupapa Settlement owned by the Department of Hawaiian Home Lands (DHHL). The remainder of the land is owned by the State of Hawaii. Formal 20-year cooperative agreements for management have been signed with the State of Hawaii Departments of Health (DOH), Transportation (DOT), and Land and Natural Resources (DLNR); the Roman Catholic Church; and the United Church of Christ. The State Department of Health has substantial control over activities in Kalaupapa. The legislation establishing the park specifically directs a reevaluation of park management: "At such time when there is no longer a resident patient community at Kalaupapa, the Secretary shall reevaluate the policies governing the management, administration, and public use of the park in order to identify any changes deemed to be appropriate." (Public Law 95-565, § 109). Approximately fifteen Hansen's disease patients still reside at Kalaupapa, either in their own homes or at Kalaupapa's hospital/care-home. Most of these patients are elderly and in poor health. Thus, a very critical need is to engage the patients in a dialog about the future when there no longer is a patient community residing in the park. Participation by the patient community has been a key element to the overall process. Kalaupapa NHP has never had a formal general management plan. The proposed GMP is intended to address major issues including: Resource management, visitor use and access, analysis of potential boundary modifications, and the expected shift from co-management with the State of Hawaii Department of Health (DOH) to a future when the DOH and the living patient community are no longer at Kalaupapa. Decision Process: All comments received on the Draft EIS will be duly considered in preparing the Final EIS. The Final EIS is expected to be available during the summer, 2016. Subsequently a Record of Decision would be prepared not sooner than 30 days after release of the Final EIS. Because this is a delegated EIS, the official responsible for approving the final plan is the Regional Director, Pacific West Region, National Park Service. The official responsible for implementation of the approved plan is the Superintendent, Kalaupapa National Historical Park.

FOR FURTHER INFORMATION CONTACT: Ms. Erika Stein Espaniola, Superintendent, Kalaupapa National Historical Park, P.O. Box 2222, Kalaupapa, HI 96742; (808) 567-6802 x1100. Ms. Anna Tamura, Project Manager, NPS Pacific West Regional Office, 909 1st Avenue, Seattle, WA 98104; (206) 220-4157, email KALA_GMP@nps.gov (see, 80 F.R. 19346, April 10, 2015).

FEDERAL NOTICES

Endangered and Threatened Species; Identification of 14 Distinct Population Segments of the Humpback Whale (*Megaptera novaeangliae*) and Proposed Revision of Species-Wide Listing

The National Marine Fisheries Service (NMFS) has completed a comprehensive status review of the humpback whale (*Megaptera novaeangliae*) under the Endangered Species Act of 1973, as amended (ESA) (16 U.S.C. 1531 *et seq.*) and announce a proposal to revise the listing status of the species. NMFS proposes to divide the globally listed endangered species into 14 distinct population segments (DPSs), remove the current species-level listing, and in its place list 2 DPSs as endangered and 2 DPSs as threatened. The remaining 10 DPSs are not proposed for listing based on their current statuses. This proposal also constitutes a negative 12-month finding on a petition to delineate and "delist" a DPS of humpback whales spanning the entire North Pacific and a positive 12-month finding on a petition to delineate and "delist" a DPS in the Central North Pacific (Hawaii breeding population). At this time, NMFS does not propose to designate critical habitat for the two listed DPSs that occur in U.S. waters (Western North Pacific, Central America) because it is not currently determinable. In order to complete the critical habitat designation process, NMFS also solicits information on essential physical and biological features of the habitat of these two DPSs. DATES: Comments must be submitted to NMFS by July 20, 2015. For specific dates of the public hearings, click on the link in the title to this notice. Requests for additional public hearings must be made in writing and received by June 5, 2015. ADDRESSES: Four public hearings will be held, one each in Juneau, AK, Honolulu, HI, Plymouth, MA, and Virginia Beach, VA. You may submit comments, identified by NOAA-NMFS-2015-0035, by clicking on the link in the title to this notice, and by following the

instructions contained therein. All comments received are a part of the public record and will generally be posted for public viewing on www.regulations.gov without change. All personal identifying information (e.g., name, address, etc.), confidential business information, or otherwise sensitive information submitted voluntarily by the sender will be publicly accessible. NMFS will accept anonymous comments (enter "N/ A" in the required fields if you wish to remain anonymous). The proposed rule, Status Review report and other materials relating to this proposal can be found on the NMFS Web site at: <http://nmfs.noaa.gov/pr/>. For more information, please contact Marta Nammack, NMFS, (301) 427- 8469 (see, 80 F.R. 22304, April 21, 2015)

2014–15 Annual Catch Limits and Accountability Measures for the Main Hawaiian Islands

The National Marine Fisheries Service (NMFS) requests comments on a proposal to specify an annual catch limit (ACL) of 346,000 lb for Deep 7 bottomfish in the main Hawaiian Islands (MHI) for the 2014–15 fishing year. If the ACL is projected to be reached, NMFS would close the commercial and non-commercial fisheries for MHI Deep 7 bottomfish for the remainder of the fishing year. The proposed specifications and fishery closure support the long-term sustainability of Hawaii bottomfish. DATES: NMFS must receive comments by May 6, 2015. ADDRESSES: You may submit comments on this document, identified by NOAA– NMFS–2013–0174, by either of the following methods: • Electronic Submission (click on the above link in the title of this notice for instructions); or • Mail - Send written comments to Michael D. Tosatto, Regional Administrator, NMFS Pacific Islands Region (PIR), 1845 Wasp Blvd. Bldg. 176, Honolulu, HI 96818. For more information, please contact Jarad Makaiau, NMFS PIR Sustainable Fisheries at (808) 725–5176 (see, 80 F.R. 22158, April 21, 2015)

USGS National Geospatial Program FY15 Public Meetings

The U. S. Geological Survey announced that the 3D Elevation Program (3DEP) initiative is being developed to respond to needs for high-quality topographic data and for a wide range of other three-dimensional representations of the Nation's natural and constructed features. The primary goal of 3DEP is to systematically collect enhanced elevation data in the form of high-quality light detection and ranging (lidar) data over the conterminous United States, Hawai'i, and the U.S. territories, as well as interferometric synthetic aperture radar (ifsar) data over Alaska. The 3DEP initiative is based on the results of the National Enhanced Elevation Assessment (NEEA), which indicated an optimal benefit to cost ratio for Quality Level 2 (QL2) data collected over 8-years to complete national coverage. The implementation model for 3DEP is based on multi-agency partnership funding for acquisition, with the USGS acting in a lead program management role to facilitate planning and acquisition for the broader community, through the use of government contracts and partnership agreements. The annual Broad Agency Announcement (BAA) is a competitive solicitation issued to facilitate the collection of lidar and derived elevation data for the 3D Elevation Program (3DEP). Federal agencies, state and local governments, tribes, academic institutions and the private sector are eligible to submit proposals. The 3DEP public meetings will introduce this opportunity to the broadest stakeholder community possible and provide a forum for interested parties to discuss elevation data collection needs of mutual interest that could be addressed by a coordinated investment. Advanced Registration is required for meeting attendance. National Webinars will be recorded and made available for viewing. DATES: USGS Broad Agency Announcement (BAA) for 3D Elevation Program (3DEP) FY15 National Webinars—Notice of Proposed Public Acquisition Opportunity: April 24th 12:00–1:00 ET, April 29th 2:00–3:00 ET. Virtual meeting information posted on <https://www.geoplatform.gov/elevation/3DEP>. 3DEP Public Workshops in support of upcoming BAA: To be held throughout the US between May 4th and June 26th. Locations, Dates, Times and Registration Information posted on: <https://www.geoplatform.gov/elevation/3DEP>. Registration available beginning May 1st. USGS Broad Agency Announcement for 3D Elevation Program FY15 National Webinars—Instructions for proposal submissions: July 23rd 12:00–1:00 ET, July 28th 2:00–3:00 ET. Virtual meeting information posted on <https://www.geoplatform.gov/elevation/3DEP>. FOR FURTHER INFORMATION CONTACT: 3D Elevation Program, gs_baa@usgs.gov (see, 80 F.R. 20243, April 15, 2015).



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\(e\)](#), 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 its 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 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).

