



# Office of Environmental Quality Control THE ENVIRONMENTAL NOTICE

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

**David Y. Ige, Governor**  
**Scott Glenn, Interim Director**

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November 8, 2015

## Scott Glenn Appointed OEQC Director

Environmental Council Vice Chair Scott Glenn has been appointed by Governor Ige to serve as director of the Office of Environmental Quality Control. Glenn officially takes up his duties this month. His appointment is subject to confirmation by the senate in 2016.



“Scott is passionate about working with diverse stakeholders to plan together for a better shared future. His education, work experience and volunteer service have prepared him to make a difference in this position,” Gov. Ige said in a statement.

Director Glenn had served on the Environmental Council from July 2011 to June 2015 and was serving as a holdover member until this past month. He previously held a position as a private-sector environmental planner where he had worked since 2010. Glenn earned a B.A. in philosophy and classical archaeology from the University of Evansville and a Masters in Urban and Regional Planning from the University of Hawai'i. He is a member of the American Institute of Certified Planners.

Among his responsibilities will be supporting the Governor's strategic priorities to:

- \* foster environmental stewardship from mountain to sea,
- \* protect and more efficiently use Hawai'i's fresh water supply, and
- \* provide state lands for public use and enjoyment.

Mike McCartney thanked outgoing director Jessica Wooley on behalf of the Governor and said, “Jessica's public policy experience moved this office forward, and we appreciate her service.”

## Linda Hijirida Retires

OEQC Secretary Linda Hijirida retired as of October 30, 2015 after twenty years of service with the State of Hawai'i. Linda has been with OEQC since 2014 with prior service at the Environmental Planning Office of the Department of Health. She adroitly processed incoming documents for layout and publication in the semimonthly bulletin. Everyone at OEQC wishes her the best in her new endeavors. A fond aloha and mahalo piha to Linda for her good work!



## GLOSSARY OF TERMS AND DEFINITIONS

### 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 the actions' environmental impact will be significant, and thus 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 proposing or approving 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 30-day review period and prepare a Final EA (FEA) that includes those responses to determine whether an environmental impact statement shall be required. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement (EIS) will not be required and the project has cleared HRS 343 requirements. 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, Direct-to-EIS, Environmental Impact Statement Preparation Notice (with no EA)

Act 172 in 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 a 30-day period to request to be consulted parties in the preparation of the Draft EIS. Comments and responses on the EISPN must be incorporated into the subsequent Draft EIS.

### Act 312-2012, Secondary Actions in the Highway or Public Right Of Way

Act 312-2012, amended HRS 343, by adding a new section (HRS 343-5.5., entitled "Exception to applicability of chapter.") HEPA now allows for a statutory exception for "secondary actions" (those that involve infrastructure in the highway or public right-of-way) provided that the permit or approval of the related "primary action" (those outside of the highway or public-right-of-way and on private property) is not subject to discretionary consent and further provided that the applicant for the primary action submits documentation from the appropriate agency confirming that no further discretionary approvals are required. An aid to understanding this is to visualize residential driveway improvements in the public right-of-way, versus, retail outlet driveway improvements in the public right-of-way.

### 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 non-acceptance 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 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.

### Administrative 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).

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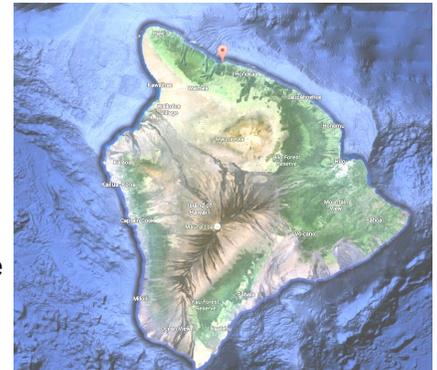
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## HAWAI'I (HRS 343)

### 1. [Kukuihaele Park Improvements 5\(b\) DEA \(AFNSI\)](#)



#### HRS §343-5

**Trigger(s):** Use of County lands and funds  
**Island:** Hawai'i  
**District:** Hāmākua  
**TMK:** (3) 4-8-006:010  
**Permits:** National Pollutant Discharge Elimination System Permit (State DOH), Individual Wastewater System Permit (IWS) (State DOH), Grading, Grubbing and Work Within County Right-of-Way Permits (County DPW), Building Permits and Plan Approval (County DPW and Planning), Chapter 6e, HRS, determination from State Historic Preservation Division on historic property effects, Disability and Communication Access Board (DCAB) plan review and approval

#### Proposing/Determination

**Agency:** County of Hawai'i, Department of Parks and Recreation, 101 Pauahi Street, Suite 6 Hilo, Hawai'i 96720; James Komata, (808) 961-8311

**Consultant:** Geometrician Associates, PO Box 396, Hilo HI 96721; Ron Terry, (808) 969-7090 rterry@hawaii.rr.com

**Status:** Statutory 30-day public review and comment period starts; comments are due by December 8, 2015. Please send comments to the proposing/determination agency and consultant.

The County of Hawai'i Department of Parks and Recreation proposes to improve and expand the facilities at Kukuihaele Park. Although Kukuihaele Park is a valued asset in this small, rural community, it lacks needed recreational facilities. P&R has designed improvements to help meet these recreational needs while still maintaining much of the open space that is currently present and not overtaxing local roads. The project involves a new 27-space parking lot, including four ADA accessible stalls; a new comfort station; a new pavilion; an improved basketball court; a new softball/Little League baseball field with backstops, dugouts, bleachers, and fencing; a jogging path that winds around the baseball field; and removal of various trees to accommodate site features and new landscaping with koa and palm trees, among others. No impacts to any biological or water resources would occur. No archaeological sites are present and no cultural uses would be affected. Mitigation includes timing of clearing to avoid impacts to listed vertebrate species, NPDES and grading permits with best management practices during construction to avoid erosion and sedimentation, consultation of DOH concerning the need for a community noise control permit during construction, a dust control plan and precautionary conditions related to inadvertent finds of cultural materials. Minor traffic increases related to use by residents and drive-by visits by tourists seeking a restroom are expected to occur.

### 2. [Kawaihae Road—Wai'aka Bridge Replacement and Realignment 5\(b\) WITHDRAWAL OF FEA \(FONSI\)](#)



#### HRS §343-5

**Trigger(s):** Use of State Lands and Funds  
**Island:** Hawai'i  
**District:** South Kohala  
**TMK:** Kawaihae Road right-of-way parcels adjacent to right-of-way 6-5-001:033; 6-5-001:015; 6-6-004:001; 6-6-001:077

#### Proposing & Determining

**Agency:** State of Hawai'i, Department of Transportation, 869 Punchbowl Street, Honolulu, Hawai'i 9613-5097, Ken Tatsugushi, (808) 587-1830

**Status:** By way of an October 16, 2015, memorandum from Ford Fuchigami to Jessica Wooley, the

Department of Transportation has withdrawn the final environmental assessment and the finding of no significant impact for the project. In accordance with HAR Section 11-200-23(f), The Hawai'i Department of Transportation (HDOT) Highways Division is withdrawing 1) the Final Environmental Assessment – Finding of No Significant Impact (FEA-FONSI) for the Kawaihae Road-Wai'aka Bridge Replacement and Realignment of Approaches Project (Project) South Kohala, Hawai'i, published in *The Environmental Notice* on September 23, 2012; and 2) the associated Draft Environmental Assessment – Anticipated Finding of No Significant Impact (DEA-AFNSI) for this project published on July 8, 2011. HDOT Highways Division is withdrawing this Project due to new circumstances and information that require additional studies for this Project to move forward. We will reexamine an appropriate series of alternatives and submit a Second Draft Environmental Assessment (DEA) that complies with the content requirements of Hawai'i Administrative Rules Section 11-200-10 and for this project at a later date. The purpose of the Second DEA will be to inform interested parties of modifications to the proposed action since the publication of the previous EA and to seek agency and public input related to these changes.

## MAUI (HRS 343)

### 3. Ma'alaea Plantation Subdivision 5(e) FEA (FONSI) Volume 1 and Volume 2

#### HRS §343-5

**Trigger(s):** HRS 201H, and State Land Use District Amendment  
**Island:** Maui  
**District:** Wailuku  
**TMK:** (2) 3-6-001:018  
**Permits:** 201H, Hawai'i Revised Statutes and State Land Use District Amendment  
**Applicant:** MVI, LLC, 67 E. Waikō Road, Wailuku, HI 96793;  
 Mr. Douglas Spencer, (808) 283-5242  
**Approving Agency:** Maui County Department of Housing and Human Concerns ("DHHC"), 2200 Main Street, Suite 546, Wailuku, HI 96793; Contact and Phone: Ms. Carol Reimann, (808) 270-7805  
**Consultant:** V. Bagoyo Development Consulting Group, LLC, 1500 Kilinoe Place, Wailuku, HI 96793; (808) 357-3842  
**Status:** Finding of No Significant Impact Determination (FONSI). No public comment period.



Applicant is requesting the necessary land use entitle approvals for the development of its proposed residential housing subdivision consisting of 58 affordable single-family residential project and 55 market rural lots on approximately 257 acres located in the State Agricultural district mauka of Honoapi'ilani Highway at Ma'alaea, Wailuku, Hawai'i. The proposed residential project application will be processed pursuant to 201H, Hawai'i Revised Statutes ("HRS"). The proposed affordable housing units will be made available to qualified individuals earning within the 80% to 120% of Maui's median income per DHHC's Affordable Housing Sales Price Guidelines and will have a minimum lot size of 10,000 s.f. and for the proposed market rural lots will have lot size ranging from 1 to 2 acres consistent of preserving the rural character of the area. The proposed subdivision also includes a neighborhood park consisting of approximately 2.8 acres. Related infrastructure improvements consist of internal roads, drainage retention basins, utilities, IWS, etc. The remaining portion of the project site that is not part of this application consisting of approximately 106.29 acres will remain in agriculture for agricultural uses and other allowable uses.

### 4. Mākila Rural Community 5(e) Act 172-12 EISPN

#### HRS §343-5

**Trigger(s):** Use of State or County lands, Amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation, Wastewater treatment unit.

**Island:** Maui  
**District:** Lahaina  
**TMK:** (2) 4-7-013:001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, and 012.  
**Permits:** Building Permit, Grading Permit, NPDES Permit. Other approvals include: State Land Use District Boundary Amendment, Community Plan Amendment, Change in Zoning, Subdivision  
**Applicant:** Mākila Land Co., LLC, 305 East Wakea Avenue, Suite 100, Kahului, Hawai'i 96732; Ms. Heidi Bigelow, (808) 877-4202



**Approving Agency:** State of Hawai'i Land Use Commission, Department of Business, Economic Development & Tourism, P.O. Box 2359, Honolulu, HI 96804; Mr. Daniel Orodener, Executive Officer, (808) 587-3822  
**Consultant:** PBR & Associates, Inc., 1001 Bishop Street, Suite 650, Honolulu, HI 96813; Tom Schnell, AICP, Principal, (808) 521-5631  
**Status:** Statutory 30-day public review and comment period starts; comments are due by December 8, 2015. Please send comments to the applicant, approving agency, and consultant

Mākila Land Co., LLC is proposing the Mākila Rural Community on approximately 271 acres in West Maui. The community is proposed to consist of 150 rural residential lots and 50 to 75 single-family workforce housing units, for a total of 200 to 225 lots and units. The community will also include a central "village core" with a park, limited commercial space, a community center, and possibly a site for a fire and ambulance substation. Approximately seven acres are proposed for dedication to the State Department of Transportation for the construction of the Honoapi'ilani Highway Bypass (aka the Lahaina Bypass). The project will require a State Land Use District Boundary Amendment to reclassify approximately 271 acres of land in State Agricultural District to the State Rural District (approximately 231 acres) and the State Urban District (approximately 40 acres). The forthcoming draft environmental impact statement will include a full assessment of anticipated impacts, as well as proposed mitigation measures to minimize anticipated adverse impacts.

#### 5. [Olowalu Town Master Plan 5\(e\) FEIS, Volume 1, Volume 2, Volume 3, and Volume 4](#)

##### HRS §343-5

**Trigger(s):** Community Plan Amendment  
**Island:** Maui  
**District:** Lahaina  
**TMK:** (2) 4-7-013:001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, and 012.  
**Permits:** State District Boundary Amendment, Community Plan Amendment, Change in Zoning, Project District Approvals, and SMA Permit.  
**Applicant:** Olowalu Town, LLC and Olowalu Ekolu, LLC, 2035 Main Street, Suite 1, Wailuku, Hawai'i 96793; David Ward and William Frampton; (808) 249-2224

**Approving Agency:** State of Hawai'i Land Use Commission, P.O. Box 2359, Honolulu, Hawai'i 96804; Dan Orodener, Executive Director, (808) 587-3822

**Consultant:** Munekiyo Hiraga, 305 High Street, Suite 104, Wailuku, Hawai'i 96793; Michael Munekiyo, (808) 244-2015

**Status:** Final environmental impact statement (FEIS) was filed and is being processed for a determination of acceptability by the State Land Use Commission, which has 30-days from receiving the FEIS accept or reject the FEIS, or the FEIS is deemed accepted pursuant to Section 343-5(e), Hawai'i Revised Statutes. The FEIS is also available at the Office of Environmental Quality Control. There is no public comment period on this action



Olowalu Town, LLC and Olowalu Ekolu, LLC proposes the Olowalu Town Master Plan which serves to guide the re-establishment of a small-scale and mixed-use community at Olowalu. The Master Plan area consists of 23 agricultural parcels encompassing approximately 636 acres. The Master Plan will consist of approximately 1,500

dwelling units consisting of single-family and multi-family housing types with commercial and support services such as, but not limited to, parks, schools, private water, and sewer services. The Olowalu Town Master Plan encompasses the provision of workforce housing. The Master Plan is designed as a sustainable pedestrian-friendly community which will allow residents to live within walking distance of stores, schools, parks, employment opportunities, gathering centers, beaches/shoreline, and other social and civic resources. The Master Plan incorporates sustainable technology such as, but not limited to, the reuse of water from the proposed sewer treatment plant for irrigation and small scale energy systems. A significant infrastructure component of the Master Plan is the proposed relocation of Honoapiʻilani Highway further inland from the coastline. The Master Plan will require a State District Boundary Amendment, Community Plan Amendment, Change in Zoning, Project District Approvals, and SMA Permit.

#### **6. Wailuku Well No. 2 and Related Improvements 5(e) DEA (AFNSI)**

##### **HRS §343-5**

**Trigger(s):** Preparation of this environmental document has been determined appropriate by the County of Maui, Department of Water Supply

**Island:** Maui

**District:** Wailuku

**TMK:** (2)3-5-001:067 (por.) and 106 (por.)

**Permits:** Commission on Water Resource Management approvals, Building Permit, Grading Permit

**Applicant:** RCFC Kehalani, LLC, c/o Dowling Company, 2005 Main Street, Wailuku, Hawai'i 96793, Brian Ige; Phone (808) 244-1500

##### **Approving**

**Agency:** County of Maui, Department of Water Supply, 200 South High Street, Wailuku, Hawai'i 96793; David Taylor, Director

**Consultant:** Munekiyo Hiraga, 305 High Street, Suite 104, Wailuku, Hawai'i 96793; Charlene S. Shibuya, Senior Associate, Phone (808) 244-2015

**Status:** Statutory 30 day public review and comment period starts, comments are due by December 8, 2015. Please send comments to the applicant, approving agency and consultant.



RCFC Kehalani, LLC (RCFC) proposes to improve an existing exploratory well into a production well (herein after referred to as Well No. 2) and appurtenant improvements. Well No. 2, also identified by the Commission on Water Resource Management (CWRM) as Well No. 5230-05, is located in the Kehalani Project District in Wailuku on a portion of an undeveloped parcel identified as Tax Map Key (TMK) (2)3-5-001:067 (Parcel 67) and owned by RCFC. Related improvements involve a new control valve station that will be installed at the existing Wailuku Well No. 1 site located approximately 1,300 feet to the east on TMK (2)3-5-001:106 (por.) (Parcel 106). The control valve station will allow water from Well No. 2 to be combined with water from Well No. 1 and conveyed to the Department of Water Supply's (DWS) existing ʻĀao 3.0 million gallon (MG) tank via an existing 16-inch waterline. The Well No. 2 and related improvements will be dedicated to the County of Maui, DWS upon completion of construction.

## **OʻAHU (HRS 343)**

#### **7. Central Oʻahu Ambulance Facility 5(b) FEA (FONSI)**

##### **HRS §343-5**

**Trigger(s):** City and County of Honolulu lands and funds

**Island:** Oʻahu

**District:** ʻEwa

**TMK:** (1) 9-4-122: 103

**Permits:** Building Permits, Administrative Waiver for P-2 front yard encroachment

##### **Proposing & Determining**

**Agency:** Department of Design and Construction, City and County of Honolulu, Mr. Curtis Kushimaejo, 650



South King Street, 11th Floor, Honolulu, Hawai'i 96813; (808) 768-8455, ckushimaejo@honolulu.gov

**Consultant:** Environmental Communications, Inc., Taeyong Kim, Principal Planner, P.O. Box 236097, Honolulu, HI 96823; (808) 528-4661; tkim@environcom.com

**Status:** Finding of No Significant Impact Determination (FONSI). No public comment period.

The proposed action consists of the construction of a 2,592 square foot ambulance facility and a 900 square-foot ambulance apparatus bay that can accommodate two ambulance vehicles. Appurtenant to the ambulance facility are seven (7) standard parking stalls, one (1) accessible parking stall, and a fueling station. The project site was initially reserved for use as a fire station but was deemed programmatically unsuitable for fire station use, but was found to be well located for an emergency ambulance facility. The site is split-zoned B-1 Neighborhood Business and P-2 Preservation, both which allow public facility use. The subject facility was mandated by the State of Hawai'i Department of Health Emergency Medical Services Branch. The Waipi'o unit is presently housed in a warehouse on Uke'e Street but is not optimally configured for ambulance operations.

## 8. [Kapolei Mixed-Use Development 5\(e\) FEA \(FONSI\)](#)

### HRS §343-5

**Trigger(s):** Chapter 201H, HRS Application

**Island:** O'ahu

**District:** Kapolei

**TMK:** (1) 9-1-088: 021

**Permits:** The applicant will obtain all required permits from various agencies, including the following: National Pollutant Discharge Elimination; Building Permits; Dewatering; Grubbing, Grading/Trenching, and Stockpiling; Demolition; Street Usage; Sewer Connection; Water Connection; and Water Quality.



### Proposing & Determining

**Agency:** Hawai'i Housing Finance & Development Corporation, 677 Queen Street, Honolulu, HI 96813; Ken Takahashi, (808) 587-0547

**Consultant:** Plan Pacific, 1001 Bishop Street, Suite 2755, Honolulu, HI 96813; Lisa Imata, (808) 521-9418

**Status:** Finding of No Significant Impact Determination (FONSI). No public comment period

Kapolei Mixed Use Development is a three-phased development with residential and commercial uses at 1120 Wakea Street in the City of Kapolei, within the City and County of Honolulu, Hawai'i; TMK: (1) 9-1-088: 021. Phase 1 will include ground-floor commercial space and 154 units of affordable senior rental housing restricted to households earning a maximum of 60% of the Area Median Income (AMI); Phase 2 will include ground floor commercial space and 143 multifamily condominium units, more than 50% of which will be price-restricted and targeted to households earning a maximum of 140% of AMI; Phase 3 will include single-story commercial space lining the balance of the street frontage. The project is located in the City Center of Kapolei within close proximity to schools, bus stops, shopping, and services.

## 9. [Kupu Green Job Training Center Renovations 5\(e\) FEA \(FONSI\)](#)

### HRS §343-5

**Trigger(s):** Use of State or County land/funds; possible uses within the shoreline area

**Island:** O'ahu

**District:** Honolulu

**TMK:** Portions of (1) 2-10-58-131 and (1) 2-10-58-127

**Permits:** Development Permit; Special Management Area Permit; Storm Drain Connection Application (as applicable); Grading Permit; Building Permit; Sewer Connection Application

**Applicant:** Kupu, John Leong, Chief Operating Officer, 677 Ala Moana Blvd, Suite 1200, Honolulu, HI 96813; (808) 735-1221x1001

### Approving

**Agency:** Hawai'i Community Development Authority, State of Hawai'i, Anthony Ching, Executive Director, 547 Queen Street, Honolulu, HI 96813; (808) 594-0300

**Consultant:** PBR HAWAII and Associates, Inc., Tom Schnell AICP, Principal, 1001 Bishop Street, Suite 650, Honolulu, HI 96813; (808) 521-5631

**Status:** Finding of No Significant Impact Determination (FONSI). No public comment period

Kupu, a nonprofit organization that provides training and leadership opportunities for Hawai'i's youth, seeks a long-term lease from the Hawai'i Community Development Authority for the Net Shed Building and immediately adjacent land at Kewalo Basin. The lease will enable Kupu to move forward with renovations to transform the building into the Kupu Green Jobs Training Center. Renovations will include enclosing the building with walls, windows, and doors, and interior changes to provide classrooms, gathering spaces, offices, improved restrooms, a commercial kitchen, and a mezzanine. Improvements to the surrounding grounds will include landscaping, a reduction in paved surfaces, and low impact development features such as bio-swailes and/or rain gardens. One of Kupu's goals is the renovation be certified as Platinum under the standards of the U.S. Green Building Council's Leadership in Energy and Environmental Design (LEED) for New Schools. Kupu further anticipates funding some limited improvements in a portion of Kewalo Basin Park between the Net Shed Building and the waterfront pedestrian promenade. Kupu seeks to improve the building to provide to better deliver its educational services to Honolulu's youth and to continue to have a positive impact on the general Kewalo Basin area. The renovations will be critical in multiplying and expanding the impact of Kupu's programs statewide while also creating synergistic opportunities for the community to use the Center.



### 10. Lualualei Booster System Improvements 5(b) FEA (FONSI)

#### HRS §343-5

**Trigger(s):** City and County of Honolulu lands and funds

**Island:** O'ahu

**District:** Wai'ānae

**TMK:** (1) 8-7-007:005

**Permits:** City & County of Honolulu Building Permit

#### **Proposing/Determination**

**Agency:** Honolulu Board of Water Supply, 630 S. Beretania Street, Honolulu, Hawai'i 96813; Chungho Lee, (808) 748-5823, clee@hbws.org

**Consultant:** Townscape, Inc., 900 Fort Street Mall, Suite 1160, Honolulu, Hawai'i, 96813; Gabrielle Sham, (808) 536-6999, gabrielle@townscapeinc.com

**Status:** Finding of No Significant Impact Determination (FONSI). No public comment period



The Honolulu Board of Water Supply (BWS) is proposing to construct a new replacement pump station building including new pumps and equipment at the Lualualei Line Booster pump station located at 87-195 Hakimo Road, Wai'ānae (Tax Map Key 8-7-007: 005). The new pump station will be constructed on within the same property and will replace the existing pump station which was originally constructed in 1965. This project will increase the pumping capacity of the Lualualei Line Booster station from its current 5 million gallons per day (MGD) capacity to a new 10 MGD capacity to meet current demands and anticipated water demands in the future. The new pump station building is designed as a single-story 2,100-square feet concrete structure. New underground piping and valves will be installed and connected to the existing BWS water transmission system. After the new pump station is constructed and operational, the existing 360-square feet pump station building and pumping equipment will be removed. Project construction is tentatively scheduled to begin in late 2016 with an estimated \$3 million construction cost to be funded by BWS.

### 11. Schofield Generating Station Project 5(e) FEIS

#### HRS §343-5

**Trigger(s):** Use of Conservation District lands

**Island:** O'ahu

**District:** Wahiawā

**TMK:** (1) 7-7-001:001, -002; 7-3-001:001, -002, -006, -007, -008, -009, -011, -012, -013, -019, 022, -024; 7-6-001:001, -006; 9-4-012:001, -003, -011

**Permits:** Easements, Conservation District authorization, Lease, Air Permit (Covered Source and Prevention of Significant Deterioration), Notice of Proposed Construction or Alteration, Airport Hazard Area Zone Permit, Decision and Order, Excavation Permit, Site Plan Review, Hazardous Waste Generator ID number (construction and operation), Spill Prevention, Control, and Countermeasures Plan (construction and operation), Equipment and Materials Handling, including materials disposal, Energy Information Administration (EIA) registration, NPDES for storm water

- (construction and operation), Permit and/or variance for noise during construction, Emergency and Hazardous Chemical Inventory, Pressure Vessel Installation Permit, Street Usage Permit, Use and Occupancy Agreement (UOA), Approval to Cross State Water, Building Permit, Flammable and Combustible Liquid Tanks Installation, Liquefied Petroleum Gas Tank Installation, Licenses to inspect, test, and maintain fire protection system, Fire Alarm Systems Acceptance Test Permit, Fire Plans Review Fee, Telecommunications License
- Applicant:** Hawaiian Electric Company, Inc., P.O. Box 2750, Honolulu, HI 96840-0001; Jack Shriver, (808) 543-4088
- Approving Agency:** Department of Land and Natural Resources (DLNR), 1151 Punchbowl Street, Room 131, Honolulu, HI 96813; Carty Chang, (808) 587-0400
- Consultant:** Tetra Tech, Inc., 1999 Harrison St., Ste. 500, Oakland, CA 94612; Kristin Shields, (703) 946-3238
- Status:** Final environmental impact statement (FEIS) was accepted by the DLNR, pursuant to Section 343-5(e), Hawai'i Revised Statutes. The FEIS was also filed and is available at the Office of Environmental Quality Control. There is no public comment period on this action

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 (HRS 343)

### 12. Kaua'i Petroleum Fuel Terminal 5(e) DEA (AFNSI)

#### HRS §343-5

- Trigger(s):** Proposed use of State lands
- Island:** Kaua'i
- District:** Līhu'e
- TMK:** (4) 3-2-004:016
- Permits:** SMA, Building, Grading
- Applicant:** Kaua'i Petroleum Company, Ltd., 3185 Wa'apā Road, Nāwiliwili, Kaua'i 96766; Russell Whang, (808) 535-5941
- Approving Agency:** DOT Harbors Division, 79 South Nimitz Highway, Honolulu, Hawai'i 96813; Dean Watase, (808) 587-1883
- Consultant:** Environmental Science International, Inc., 354 Uluniu Street, Suite 304, Kailua, Hawai'i 96734; Howard West, (808) 261-0740
- Status:** Statutory 30-day public review and comment period starts, comments are due by December 8, 2015. Please send comments to the applicant, approving agency and consultant.



The Kaua'i Petroleum bulk fuel terminal occupies 1.3154 acres of land owned by the DOT Harbors Division, located 225 feet north of Pier 2 at Nāwiliwili Harbor. The Terminal consists of an office/warehouse building, a fuel loading area, and a tank yard within which there are ten above-ground storage tanks used to store gasoline, jet fuel, diesel fuel, and ethanol. The tank yard is provided with secondary containment.

Proposed improvements to the terminal include the construction of two new tanks. One of the tanks will be used to store jet fuel and the other to store either diesel fuel or naphtha. The additional storage capacity is necessary to meet the current and future fuel needs of Kaua'i customers, such as the L'hu'e Airport. Part of the terminal lies within the Special Management Area. However, no significant short- or long-term environmental impacts associated with the operation of the terminal or the construction of the planned improvements are anticipated. It has been determined that there are no historical or cultural sites at or in the immediate area. The operation of the terminal and the proposed improvements is not anticipated to meet any of the thirteen significance criteria established by the State under HRS 343.

### **13. Kōke'e and Waimea State Parks Master Plan 5(b) FEIS GUBERNATORIAL ACCEPTANCE**

#### **HRS §343-5**

**Trigger(s):** Use of State Lands and Funds; use within the conservation district

**Island:** Kaua'i

**District:** Waimea

**TMK:** (4) 1-2-01: 03, 04, 08, 09, 11; 1-4-01: 02, 13, 15-19; 1-4-02: 04, 05, 07, 08, 10, 12-16, 18, 20-32, 34-37, 39-48, 51-69, 71, 73, 75, 76, 78, 79, 81, 85, 86, 93; 1-4-03: 1-14, 16, 17; 1-4-04: 01-14, 16-21, 24, 27-31, 33, 35-70, 72-75; and 5-9-01: 16, 17

**Permits:** Section 7 Endangered Species Act (ESA); Section 401, Water Quality Certification; National Pollutant Discharge Elimination System (NPDES) General Permit for Construction Stormwater Activities; Chapter 6E, HRS Historic Preservation Review; Conservation District Use Permit; Permit to Perform Work Within State Highways; Non-Covered Source Air Permit; Permit to Construct a Wastewater System; Asbestos Regulations; Department of Public Works - Grubbing, Grading, Excavation and Stockpiling; Building Permit

#### **Proposing**

**Agency:** State of Hawai'i, Department of Land and Natural Resources, Division of State Parks

#### **Accepting**

**Authority:** Governor, State of Hawai'i

**Status:** By way of a September 16, 2015, executive memorandum from the Governor to the Chairperson of the Board of Land and Natural Resources, the Governor announced his acceptance of the final EIS for the project.

## **HABITAT CONSERVATION PLANS**

### **14. Nāpu'u Conservation Project**

**Applicable Law:** HRS Chapter 195D

**Type of Document:** Draft Habitat Conservation Plan

**Island:** Hawai'i Island

**District:** North Kona

**TMK:** 3-7-1-003-001, 3-7-1-004-001, 3-7-1-004-018, 3-7-1-001-001, 3-7-1-001-004, 3-7-1-001-006, 3-7-1-001-007, 3-7-1-002-001, and 3-7-1-002-013

**Permits Required:** Incidental Take License

**Proposing Agency:** Department of Land and Natural Resources

Division of Forestry and Wildlife

1151 Punchbowl Street Room 325

Honolulu, HI 96813 (808) 587-4187

**Approving Agency:** Department of Land and Natural Resources Board of Land and Natural Resources

1151 Punchbowl Street

Honolulu, HI 96813 (808) 587-0400

**Consultant:** N/A

The Department of Land and Natural Resources Division of Forestry and Wildlife has been developing a Habitat Conservation Plan (HCP) for land managed primarily for maintenance of non-native game mammal populations for hunting, in addition to conservation of native habitat in the Pu'u Wa'awa'a Forest Reserve and the Pu'u Anahulu Game Management Area, in North Kona, on the island of Hawai'i. The development of this HCP will provide for the incidental take of the following fifteen threatened and endangered plants and one endangered

insect: *Asplenium peruvianum* var. *insulare*, Uhiuhi (*Mezoneuron kawaiense*), Kauila (*Colubrina oppositifolia*), Honohono (*Haplostachys haplostachya*), Ma'o hau hele (*Hibiscus brackenridgei* ssp. *brackenridgei*), Koki'o (*Kokia drynarioides*), *Neraudia ovata*, 'Āiea (*Nothocestrum breviflorum*), Hala pepe (*Pleomele hawaiiensis*), Po'e (*Portulaca sclerocarpa*), Hawaiian Catchfly (*Silene lanceolata*), Pōpolo kū mai (*Solanum incompletum*), *Stenogyne angustifolia*, A'e (*Zanthoxylum dipetalum* var. *tomentosum*), and A'e (*Zanthoxylum hawaiiense*) and the Blackburn's sphinx moth (*Manduca blackburni*). The HCP outlines provisions for net benefit to the covered species and environment, and contributes to the recovery of each of these species.

## COASTAL ZONE MANAGEMENT NOTICES

### Federal Consistency Determinations

The Hawaii Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawaii Revised Statutes. This public notice is being provided in accordance with section 306(d) (14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawaii CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Mōloka'i: 468-4644 x72878, Kauai: 274-3141 x72878, Maui: 984-2400 x72878 or Hawaii: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review. Comments may be submitted by mail, electronic mail or fax, as indicated below. Mail: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawaii 96804; Email: jnakagaw@dbedt.hawaii.gov; Fax: (808) 587-2899

#### 15. County of Hawai'i Mass Transit Agency Base Yard & Maintenance Facility, Hilo, Hawai'i

Proposed Action: Receive federal funding from the Federal Transit Administration to develop a new mass transit base yard and maintenance facility to replace an inadequate existing facility. The project includes 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.

Applicant: County of Hawai'i Mass Transit Agency  
 Contact: Mr. Roy Takemoto, PBR Hawaii & Associates, Inc., 521-5631  
 Federal Action: Federal Funding  
 Federal Agency: Federal Transit Administration  
 Location: 2299 Ho'olaulima Rd., Hilo, Hawai'i  
 TMK: (3) 2-2-13: 148  
 CZM Contact: John Nakagawa, 587-2878, john.d.nakagawa@hawaii.gov  
 Comments Due: November 23, 2015

### Special Management Area 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 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
Maui: Kihei (2-1-005: 079)	New Well (SM2 20150077)	Jacob Freeman

## 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-1678	10/7/15	Lot 1636, 1637 & 1638 (Map 307) Land Court Application 1052 situate at Makaha, Wai'ānae, O'ahu. Address: 84-1105 Farrington Highway. Purpose: Building permit	Leaps & Boundaries, Inc./ KIDS, LLC	8-4-003:001 & 002
OA-1679	10/9/15	Lots 2 & 3 (DPP File No. 2014/SUB-68) being a portion of Royal Patent 6971, Land Commission Award 11216, 'Apana 8 to M. Kekauonohi situate at Honouliuli, 'Ewa, O'ahu. Address: 91-329, 91-333, 91-335A & 91-335 Papipi Road. Purpose: Permitting	Ryan M. Suzuki/ Haseko (Ewa) Inc.	9-1-011:001 & 002
MA-627	10/8/15	Lot 4 of the Maui Prince Hotel Subdivision being Portions of Land Patent Grant S-15,029 to Ulupalakua Ranch, Inc., and Royal Patent Grant No. 835 to Mahoe situate at Honua'ula, Makawao, Maui. Address: 5400 Makena Alanui Drive. Purpose: Shoreline setback purposes.	Austin, Tsutsumi and Associates, Inc./ ATC Makena Holdings, LLC	2-1-006:111
MA-628	10/8/15	Lot 2 of the Seibu Makena Hotel Subdivision II and Lot 3 of the Maui Prince Hotel Subdivision being Portions of Grant 1500, 'Apana 1 to Maluai; Grant 1508, 'Apana 1 to Makahanohano; Royal Patent Grant 853 to Mahoe and Royal Patent 6234, Land Commission Award 4157, 'Apana 1 to Kahaleokoio situate at Honua'ula, Makawao, Maui. Address: 5400 Makena Alanui Drive. Purpose: Shoreline setback purposes	Austin, Tsutsumi and Associates, Inc./ ATC Makena Holdings, LLC	2-1-006:036 & 057
MA-629	10/13/15	Lot 9 Land Court Application 485 (Map 4) situate at Ka'anapali, Lahaina, Maui. Address: 104 Ka'anapali Shores Place. Purpose: Spa permit purposes	Arthur Valencia/ Kaanapali Beach Vacation Resort	4-4-001:098
HA-521	10/20/15	L.C. Aw. 8455-C, AP. 2 to Kuluiki and R.P. 3864, L.C. Aw. 7210, AP. 2 to Kini situate at Ke'ekē'e 1 <sup>st</sup> & 2 <sup>nd</sup> , South Kona, Hawaii. Address: not assigned, but the nearest property has an address of 81-6636 Pu'u Ohau Place. Purpose: County permits	Wes Thomas Associates/ Dr. Wendell Foo	8-1-004:008 & 011
HA-522	10/20/15	Portions of R.P. 6716, L.C. Aw. 4887, Part 2 of Thomas Sams situate at Puapua'a 1 <sup>st</sup> , North Kona, Hawai'i. Address: 75-6076 Ali'i Drive. Purpose: County permits	Wes Thomas Associates/ Pacific Rim Bank	7-5-020:034
KA-403	10/20/15	Lot 4 Land Court Application 889 situate at Waipouli, Kapa'a, Kaua'i. Address: Kuhio Highway Purpose: N/A	Esaki Surveying & Mapping, Inc./ Coconut Plantation Beach Investors, LLC	4-3-007:027
KA-404	10/19/15	Lot 1, 3 & Lot 4 of Land Court App. 1161 (Map 6) situate at Ko'olau, Kaua'i. Address: N/A. Purpose: Fence construction	Department of Public Works/ Waioli Corporation	5-1-003:021

### Shoreline Certifications and Rejections

The shoreline notices below has 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-1671	Proposed Shoreline Certification	Lot 118 as shown on Land Court Application 1095 (Map 10) situate at Kawela Beach Lots, Ko'olauloa, O'ahu. Address: 57-441 Honokawela Drive. Purpose: Permitting purposes	Towill, Shigeoka & Associates, Inc./ Modern Development, LLC	5-7-003:042
OA-1673	Proposed Shoreline Certification	Lot 258 Land Court Application 1095 situate at Kahuku, Ko'olauloa, O'ahu. Address: 56-155A Kamehameha Highway. Purpose: Pending sale of property	Walter P. Thompson, Inc./ Reed Copsey	5-6-001:033
HA-517	Proposed Shoreline Certification	Pohue Bay Lot 1 situate at Kahuku, Ka'u, Island of Hawai'i. Address: 92-8113 Mamalahoa Highway. Purpose: Construction	Sam O. Hirota, Inc./ NKA Kona LLC	9-2-001:072
MA-624	Proposed Shoreline Certification	Lot 86 (Map 23) Land Court Application 1804 situate at Wailea, Kihei, Maui. Address: 3650 Wailea Alanui Drive. Purpose: Planned property improvements	ControlPoint Surveying, Inc./ Sunstone Hawaii 3-0, LLC	2-1-008:061
HA-502	Rejection	Lots 1-A, 3-A-1 and 2-A-1 being a portion of L.P. Grant 9967 to Annie Paulo being also a portion of L.P. Grant 10798 to Annie Paulo situate at Puako, Lalamilo, South Kohala, Island of Hawai'i. Address: 69-1562 South Puako Drive. Purpose: Obtain building permit	Pai Pai Partners LLC/ Pai Pai Partners LLC	6-9-002:024



## CONSERVATION DISTRICT NOTICES

Persons interested in commenting on the following Conservation District Use Application or interested in receiving notification of determinations on Conservation District Use Applications must submit comments and requests to the Department of Land and Natural Resources. Notification requests must include the following information: 1) Name and address of the requestor; 2) The application for which the requestor would like to receive notice of determination; and 3) The date the notice was initially published in the Environmental Notice. Send comments and requests to: Department of Land and Natural Resources, Office of Conservation and Coastal Lands (OCCL), P.O. Box 621, Honolulu, HI, 96809. DLNR will make every effort to notify those interested in the subject CDUAs. However, DLNR is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact the Office of Conservation and Coastal Lands staff listed for each project.

### 16. **PROJECT:** After the Fact Accessory Shelter on a Pier

**File No.:** CDUA OA-3758  
**Name of Applicant:** Cynthia Fuller  
**Location:** Kāneʻohe Bay, Oʻahu  
**TMKs:** (1) 2-5-018:016  
**Proposed Action:** After the Fact Accessory Shelter on a Pier  
**Chapter 343, HRS determination:** Exempt  
**Applicant's Contact:** Cynthia Fuller Phone: (808) 226-7030

## FEDERAL NOTICES

This notice lists relevant entries from the Federal Register, gleaned from a search of Hawai'i-based entries published since the date of the last issue of The Environmental Notice. For the PDF file click on the title link, also available at <http://www.gpo.gov/fdsys/>

### 17. **Environmental Impact Statements; Notice of Availability**

Section 309(a) of the Clean Air Act requires that EPA make public its comments on EISs issued by other Federal agencies. EIS No. 20150297, Final, USA, HI, Schofield Generating Station Project U.S. Army Garrison-Hawaii is now available for public comment. Contact: Lisa Graham 808-656-3075. Review Period Ends: 11/30/2015 Click on this link: <http://goo.gl/XSweh4> for comment instructions and further information. (See 80 FR 66898, October 9, 2015)

