



Office of Environmental Quality Control

THE ENVIRONMENTAL NOTICE

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

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May 8, 2016

The Environmental Notice provides public notice for projects undergoing environmental review in Hawai'i as mandated under [Section 343-3, Hawai'i Revised Statutes](#) (HRS), the Environmental Impact Statement Law. Along with publishing Environmental Assessments (EAs) and Environmental Impact Statements (EISs) for projects in Hawai'i, The Environmental Notice also includes other items related to the shoreline, coastal zone, and federal activities.



Aloha and Welcome to Zack Stoddard

Zack earned a BA in International Political Economy from University of Puget Sound in Tacoma, Washington and a Master's of Public Administration from University of Colorado, Denver. He taught English as a second language in Taiwan and Colombia and served as a human resource professional for the City of Philadelphia Law Department before moving to Honolulu. Zack joined the OEQC in May after working at the State Department of Labor Research and Statistics Office. He is particularly interested in government planning as it relates to environmental sustainability and social well-being. He is looking forward to developing those skills with OEQC.

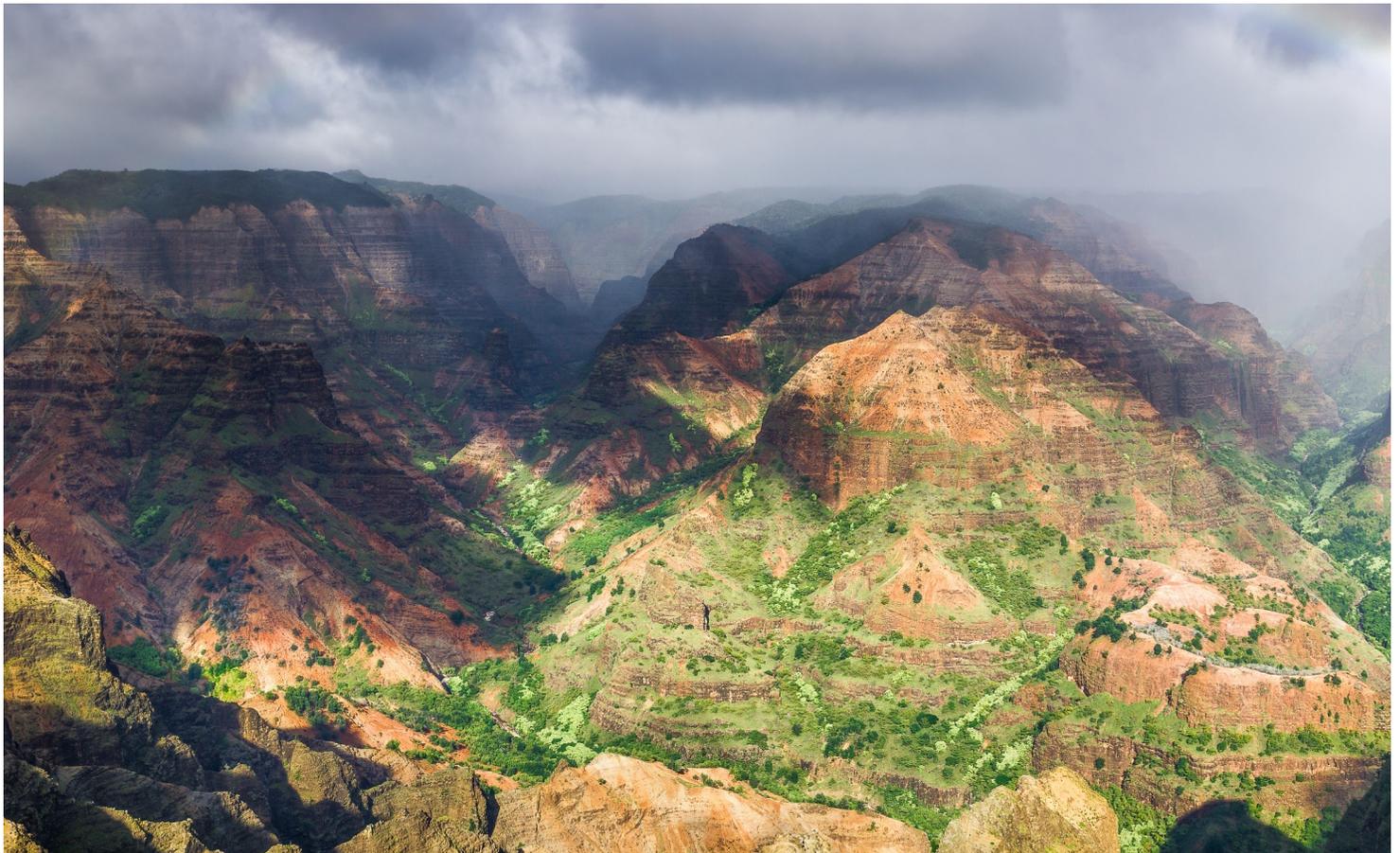


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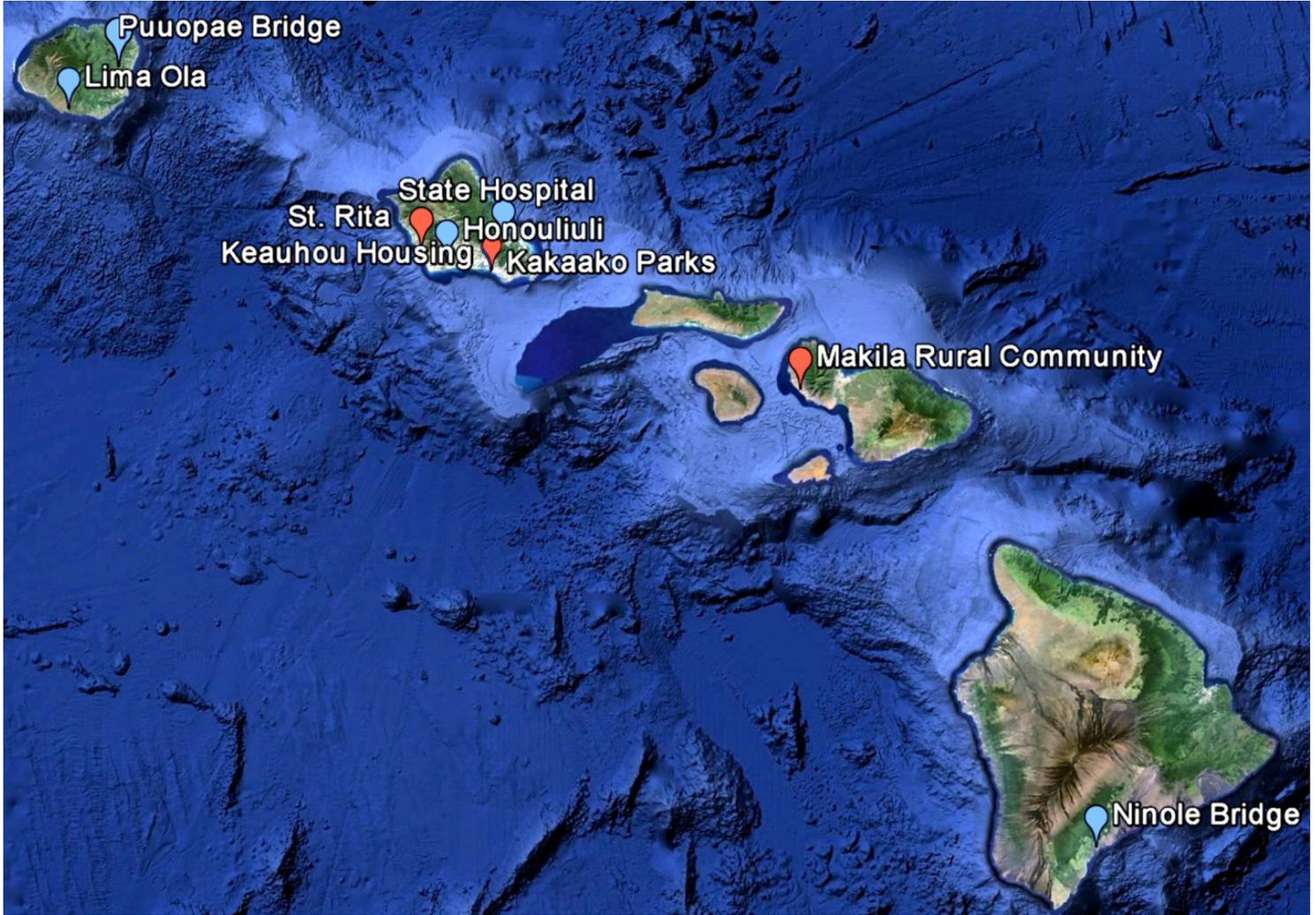
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STATEWIDE MAP OF NEW HRS CHAPTER 343 PROJECTS



HAWAI'I

1. Hilea and Ninole Bridge Replacement (DEA-AFNSI)

**HRS §343-5
Trigger(s):**

Use of State Lands and Funds, Use of Conservation District (Hilea Bridge only)

District:

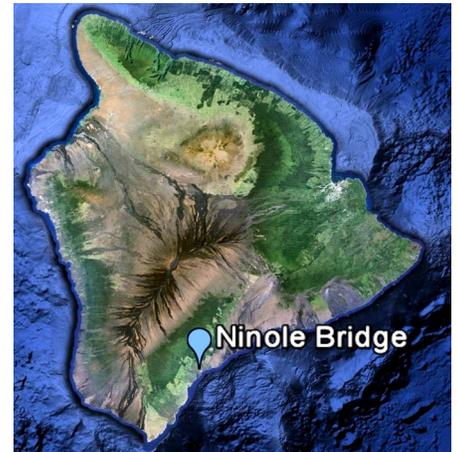
Ka'ū

TMK:

(3)9-5-017:007 (por.), (3)9-5-017:008 (por.), (3)9-5-017 Hawaii'i Belt Road / Mamalahoa Highway Right-of-Way; (3)9-5-019:011, (3)9-5-019:016, (3)9-5-019:024, (3)9-5-019:035 (por.), (3)9-5-027:020 (por.), (3)9-5-019, (3)9-5-027 Hawaii Belt Road / Mamalahoa Highway Right-of-Way

Permits:

Department of the Army Permit (Clean Water Act Section 404) (Hilea Bridge only), Clean Water Act Section 401 Water Quality Certification (Hilea Bridge only), Stream Channel Alteration Permit (Hilea Bridge only), Conservation District Use Permit (Hilea Bridge only), National Historic Preservation Act Section 106/HRS Chapter 6E Consultation, Endangered Species Act Section 7 Consultation, Special Management Area Permit, Coastal Zone Management Consistency Review, National Pollutant Discharge Elimination System, Occupancy and Use of State Highway Right of Way Permit, Community Noise Permit, Grading/Grubbing/Stockpiling Permit



**Proposing/
Determining
Agency:**

State of Hawai'i , Department of Transportation; Kevin Ito, 808-692-7548 Kevin.Ito@hawaii.gov
869 Punchbowl Street, Honolulu, HI 96813

Consultant:

CH2M HILL (under contract to Federal Highway Administration, Central Federal Lands Highway Division [FHWA-CFLHD]); Kathleen Chu, 808-943-1133 Kathleen.Chu@ch2m.com
1132 Bishop Street, Suite 1100, Honolulu, HI 96813

Status:

Statutory 30-day public review and comment period starts; comments are due by June 7, 2016. Please send comments to the Proposing/Determining Agency, and copy the consultant.

The State of Hawai'i Department of Transportation proposes to replace Hilea and Ninole Bridges on Hawai'i Island. The new single-span bridges address existing structural deficiencies by strengthening the bridges' foundations and designing their approaches, decks, and railings to meet current standards.

Project implementation would result in short-term, construction-related impacts (noise, dust, and erosion), but best management practices would be implemented to minimize the environmental effects. Seven Federally-protected wildlife species (Hawaiian goose, Hawaiian hawk, Hawaiian petrel, Newell's shearwater, Hawaiian hoary bat, band-rumped storm petrel, and Blackburn's sphinx moth) have the potential to occur within the project limits, but restrictions on the timing of construction and minimization of the project footprint would preclude any long-term effects to the species. Critical habitat and protected plant species do not exist within the project limits. As both Hilea Bridge and Ninole Bridge are eligible for listing on the National and State Registers of Historic Places, the proposed project would have an "adverse effect" on historic architectural resources in accordance with Federal regulations (36 CFR 800.5) and an "effect, with agreed upon mitigation commitments" in accordance with State regulations (HAR §13-13-275-7). Impacts would be mitigated to the extent that they are expected to be less than significant.

MAUI

2. [Makila Rural Community \(Withdrawal of EISPN\)](#)

**HRS §343-5
Trigger(s):**

Proposed use of state or county lands or the use of state or county funds; proposed amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation; proposed wastewater treatment unit.

District:

Lahaina

TMK:

(2) 4-7-013:001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, and 012

Permits:

State Land Use District Boundary Amendment, Community Plan Amendment, Change in Zoning, Subdivision Approval, Building Permit, Grading Permit, NPDES Permit

**Approving
Agency:**

State of Hawai'i Land Use Commission

Applicant:

Makila Land Co., LLC; Heidi Bigelow,
heidi@westmauiland.com (808) 877-4202, 305 East
Wakea Avenue, Suite 100, Kahului, HI 96732

Consultant:

PBR HAWAII & Associates, Inc.; Tom Schnell, AICP, Principal, sysadmin@pbrhawaii.com (808) 521-5631,
1001 Bishop Street, Suite 650, Honolulu, HI 96813

Status:

NOTICE TO WITHDRAW: Makila Rural Community Environmental Impact Statement Preparation Notice was published in the November 8, 2015 edition of The Environmental Notice. The Applicant, Makila Land Co., LLC, has decided not to pursue the Makila Rural Community project at this time, and therefore wishes to terminate the HRS Chapter 343 review process for the Makila Rural Community project.



As proposed, the Makila Rural Community would have been located on approximately 271 acres in West Maui. Elements of the community may have included: 150 rural residential lots; 50 to 75 single-family workforce housing units; a central "village core" with a park; limited commercial space; and a community center.

O'AHU

3. Hawai'i State Hospital, Patient Facility, O'ahu (Act 172-12 EIS Preparation Notice)

**HRS §343-5
Trigger(s):**

Use of State lands and funds

District:

Ko'olaupoko

TMK:

(1) 4-5-023:002, 016 (remnant) and 017 (remnant)

Permits:

Certificate of Need (DOH-SHPDA); Plan Review Use Application (CCH-DPP); CWA Section 401 Water Quality Certification (DOH-CWB), Section 402 NPDES Permit (DOH-CWB) and CWA Section 404 / Section 10 Department of Army Permit (USACE); DLNR-SHPD Historic Architectural, Archaeological and Cultural Sites; ADAAG Accessibility Review (DOH-DCAB); and Building Permit / Civil Plan Review (CCH-DPP)

**Proposing/
Determining
Agency:**

State of Hawai'i, Department of Accounting and General Services (DAGS), Division of Public Works; James Kurata, Public Works Administrator, James.K.Kurata@hawaii.gov (808) 586-0526, 1151 Punchbowl Street, Room 426, Honolulu, HI 96813

**Accepting
Authority:**

The Honorable David Y. Ige, Governor, State of Hawai'i, Executive Chambers, State Capitol, Honolulu, Hawai'i 96813, (808) 586-0034, <http://governor.hawaii.gov/contact-us/contact-the-governor/>

Consultant:

Brown and Caldwell; Mike Nishimura, P.E., LEED AP, MNishimura@BrwnCald.com (808) 533-0226, 737 Bishop Street, Suite 3000, Honolulu, HI 96813

Status:

Administrative 30-day public review and comment period starts; comments are due by June 7, 2016. Please send comments to the Proposing/Determining Agency, and copy the consultant and Accepting Authority.



The State of Hawai'i Department of Health plans to improve its primary adult behavioral health facility, Hawai'i State Hospital, on the windward side of O'ahu to address the growing population of patient admissions from across the state while maintaining safe and secure operation of the campus. The patient facility is already at full capacity and in urgent need of a new patient care facility with additional beds and proper treatment care and activities—the first phase of which is proposed at the existing Goddard building site at the back of the campus, which has been abandoned for more than two decades. Demolition of the existing Goddard building is currently under way under a separate project. Additionally, a Skilled Nursing Facility is planned to be developed on site by an independent developer, Avalon Health Realty—Kaneohe, LLC, which will provide long-term care for elderly residents.

This Preparation Notice represents the beginning of the Environmental Impact Statement process, and summarizes the proposed campus improvements, describes the environment that could be affected by the improvements, identifies potential impacts the work could have on the environment, and assesses any mitigation measures to address any prospective adverse impacts on these resources by the project.

4. Honouliuli/Waipahu/Pearl City Wastewater Facilities Plan, Honouliuli Wastewater Treatment Plant Secondary Treatment & Support Facilities (Draft EIS)

**HRS §343-5
Trigger(s):**

Use of County lands/funds, proposed wastewater treatment unit

District:

'Ewa

TMK:

(1) 9-1-013: 007 and 9-1-069: 003

Permits:

numerous (see document)

**Proposing/
Determining
Agency:**

City and County of Honolulu, Department of Environmental Services
Marisol Olaes, molaes@honolulu.gov (808) 768.3467
1000 Uluohia Street, Suite 308, Kapolei, HI 96707

**Accepting
Authority:**

Mayor of the City and County of Honolulu, Honolulu Hale
530 South King Street, Room 306, Honolulu, HI 96813

Consultant:

AECOM, Anne Symonds P. E., Anne.Symonds@aecom.com (808) 529-7280, 1001 Bishop St., Suite 1600, Honolulu, HI 96813

Status:

Statutory 45-day public review and comment period starts; comments are due by June 22, 2016. Please send comments to the Proposing/Determining Agency, and copy the consultant and Accepting Authority.



The evaluation described in this Draft Environmental Impact Statement (DEIS) is focused on the upgrade of the Honouliuli WWTP required to comply with a First Amended Consent Decree. This DEIS for the Honouliuli WWTP is intended to inform the public and various stakeholders of potential impacts the project may have on the environment and has been prepared in accordance with the Hawai'i Revised Statutes Chapter 343.

This project proposes to upgrade and expand the existing Honouliuli WWTP to provide secondary treatment and accommodate projected wastewater flows. Regardless of which treatment alternative is selected, additional improvements at the Honouliuli WWTP are proposed for the following: Central Laboratory, Ocean Team Facilities, Administration Building, Operations Building, Leeward Region Maintenance, Central Shops, Warehouse, truck wash, central supervisory control and data acquisition operations, septage receiving station, odor control, grounds keeping, janitorial service and security, and Honouliuli Water Recycling Facility.

This DEIS also addresses the potential siting of new facilities at the Honouliuli WWTP to help consolidate island-wide wastewater system administrative services. Improvements to the Honouliuli major sewer conveyance system will be the subject of separate, subsequent environmental review documents.

5. Kaka'ako Makai Parks Active Use Facilities Master Plan (Draft EIS)

HRS §343-5

Trigger(s): Kaka'ako Makai Parks Active Use Facilities Master Plan

District: Honolulu

TMK: Kaka'ako Waterfront Park: (1) 2-1-060:008, 029 (por.), & 030 (por.); Kaka'ako Gateway Park: (1) 2-1-060:007, 2-1-059:023, 024, 025, 026, & 030 (por.); and Kewalo Basin Park: 2-1-058:131 (por.)

Permits: Amendment to Kaka'ako Makai Area Plan, Amendment to Chapter 15-23, HAR, Special Management Area (SMA), Makai Area Development Permit, National Pollutant Discharge Elimination System (NPDES) Permit, Grading/Building Permits, Compliance with DOH Rules for Ash Landfill Re-Contouring

Proposing/ Determining Agency:

State of Hawai'i , Hawai'i Community Development Authority,
547 Queen Street, Honolulu, HI 96813
Deepak Neupane, P.E., AIA, Director of Planning &
Development, deepak.neupane@hawaii.gov
(808) 594-0300, Fax: (808) 587-0299

Accepting

Authority: The Honorable David Y. Ige, Governor, State of Hawai'i ,
Executive Chambers, State Capitol, Honolulu, Hawai'i 96813, (808) 586-0034, <http://governor.hawaii.gov/contact-us/contact-the-governor/>

Consultant: PBR HAWAII & ASSOCIATES, Inc., Tom Schnell, AICP, Principal, sysadmin@pbrhawaii.com
(808) 521-5631 Fax: (808) 523-1402, 1001 Bishop Street ASB Tower, Suite 650, Honolulu, HI 96813

Status: Statutory 45-day public review and comment period starts; comments are due by June 22, 2016. Please send comments to the Proposing/Determining Agency, and copy the consultant and Accepting Authority.



An Active Use Facilities Master Plan (Master Plan) has been prepared for proposed improvements to the Kaka'ako Makai Parks (Kaka'ako Waterfront Park, Kaka'ako Gateway Park, and Kewalo Basin Park). The purpose of the Master Plan is to propose a broad range of park improvements that will serve as the backdrop for sustainable, re-energized, active uses and enhanced gathering places within the Kaka'ako Makai Parks.

The primary objective of the Master Plan is to set forth a viable plan for park improvements that will encourage and support active uses. The Master Plan details a phased approach for the implementation of proposed improvements that is logical with respect to current needs; cost; public health, and welfare; infrastructure availability; environmental impacts; and population growth.

Park improvements proposed during Phase I include: improvements to the existing promenade in Waterfront Park; developing "Lei of Green" connections between Kewalo Park and Ala Moana Regional Park; and addressing landscape and drainage needs in Kewalo Basin Park. Subsequent phases would involve other improvements as funding becomes available.

6. Keauhou Lane (Final EA-FONSI)

HRS §343-5

Trigger(s): Use of State funds

District: Honolulu

TMK: (1) 2-1-030: 052
Permits: HCDA Development Permit (obtained April 2014), C&C of Honolulu Building Permits
Approving Agency: Hawai'i Housing Finance and Development Corporation
 Ms. Beth Malvestiti, 677 Queen Street Honolulu, HI 96813, (808) 587-0546 E: beth.e.malevstiti@hawaii.gov
Applicant: GE Hawaii Block A2, LLC , Mr. Brent Gaulke 1477 NW Everett Street Portland, OR 97209
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 (FONSI) Determination; comments are not taken on this action.



GE Hawai'i Block A2, LLC is proposing the development of 209 affordable rental housing units and approximately 32,300 square feet of restaurant/retail space. This 6-story high building will consist of 51-studio, 86-one bedroom, and 72-two bedroom units. All 209 units of the Keauhou Lane project will be rented at rates determined to be for residents qualified at the 100% level of the Area Median Income (AMI). The proposed project will involve the use of State DURF funds administered by the Hawai'i Housing Finance and Development Corporation (HHFDC).

The project is an essential component in providing critical affordable rental housing inventory within this rapidly growing population center. This project will also fulfill the reserved housing obligation and mix of uses required by the Hawai'i Community Development Authority (HCDA). The project is an integral part of the Civic Center Transit Station which is located along the Halekauwila frontage of the project block. To support transit oriented development for this Honolulu Area Rapid Transit (HART) station, a mix of retail and restaurant spaces are provided on the ground level of the project. A total of 280 code compliant parking stalls will be provided within the adjacent Keauhou Place development podium for the exclusive use by Keauhou Lane.

[7. St. Rita Catholic Church Master Plan \(Final EA-FONSI\)](#)

HRS §343-5 Trigger(s): Use of State (DHHL) land
District: Wai'anae
TMK: (1) 8-9-005:001, 8-9-007:002 (por), 8-9-007:004 (por)
Permits: NPDES, ADA, SMA Use Permit (Major), CUP-minor, Building, Street Usage, Grading, Grubbing, Stockpiling, Trenching
Approving Agency: Department of Hawaiian Home Lands, Julie-Ann Cachola, Planner julie-ann.cachola@hawaii.gov (808) 620-9483 or (808) 779-5084, P.O. Box 1879, Honolulu, HI 96805
Applicant: St. Rita's Church 89-318 Farrington Hwy, Wai'anae, HI 96792; Deacon Hal Levy (808) 668-7833
Consultant: Hawaii Planning LLC, 1031 Nu'uuanu Ave, #2306 Honolulu, HI 96817, Dennis Silva, Jr. AICP, hawaiiplanningllc@gmail.com (808) 347-3999
Status: Finding of No Significant Impact (FONSI) Determination; comments are not taken on this action.



In 1934, St. Rita Catholic Church was granted a license to approximately 1.7 acres of Hawaiian Home Lands in Nānākuli in order to service the new homestead community at Nānākuli. The Church is over 100 years old and the accessory structures were constructed in the 1930s. There were about 100 homesteaders at the time. Today, Nānākuli is the largest homestead community in the State, with 1,050 lessees.

St. Rita Catholic Church is proposing to construct a new meeting hall to accommodate 300 people, demolish and construct a new church to expand its occupancy load from 180 people to 400 people, and construct a single-story, 2,200 square-foot office building.

The church facilities are commonly utilized in areas of Education, Liturgy, Outreach Programs, and Community-Oriented activities. In Education and Liturgy, the facilities are used for Bible Study, youth ministry, socials and dances, and special presentations. The Outreach programs assist in counseling, services such as baby sitting during meetings and church mass services, and prayer groups to work with people in need.

In addition, the State of Hawai'i Department of Education (DOE), American Legion, elderly groups, and activities for better health care such as aerobic and dieting workshops frequently utilize the facilities. Coupled with the growth in population in this region in the last 60 years and the facility usage described above, there is ever-increasing demand for expansion of the St. Rita Catholic Church.

KAUAI

8. Lima Ola Work Force Housing Development (Draft EA-AFNSI)

**HRS §343-5
Trigger(s):**

Use of county lands

District:

Koloa

TMK:

(4) 2-1-001:054

Permits:

NPDES Construction Permit; Grading Permit; Grubbing Permit; Stockpiling permit; Building Permit; Road Permit; Electrical Permit, Plumbing Permit.

**Proposing/
Determining
Agency:**

County of Kaua'i Housing Agency, Kanani Fu,
4444 Rice Street, Suite 330 Līhu'e, HI 96766
Kananifu@kauai.gov (808) 241-4444

Consultant:

Community Planning and Engineering, Inc. Frank Camacho,
1286 Queen Emma St., Honolulu, HI 96813;
FCamacho@cpe-hawaii.com (808) 531-4252 ext. 1040

Status:

Statutory 30-day public review and comment period starts;
comments are due by June 7, 2016. Please send comments to
the Proposing/Determining Agency, and copy the consultant.



The purpose of the proposed project is to satisfy the need for affordable housing on the island of Kaua'i. The Kaua'i County Housing Agency mission is to provide the much needed affordable housing to families on Kaua'i, as the population of Kaua'i residents is increasing. Facilitating affordable housing opportunities for Kaua'i residents is one of the county's top priorities. In order to address a housing shortage in the county, the Kaua'i County Council helped to pass a resolution in 2004 to acquire land for affordable housing. The proposed project site was acquired as a suitable location to provide the needed affordable housing to Kaua'i residents.

The County of Kaua'i Housing Agency is proposing to build an affordable housing project. The proposed project would include approximately 550 residential units (single family, multi-family and senior resident units) at final buildout. The project would be designed with roadways, green sustainable energy efficiency features, a community center/park, vegetated drainage swales, landscaped areas, a water storage tank, and bike and pedestrian paths. The proposed development would be located directly mauka of the intersection of Halewili Road and Kaumuali'i Highway in the town of 'Ele'ele on the west side of Kaua'i.

9. Puuopae Bridge Replacement (Draft EA-AFNSI)

**HRS §343-5
Trigger(s):**

Use of county lands & funds

District:

Kawaihau

TMK:

(4) 4-4-002

Permits:

Compliance with Chapter 343 and NEPA National Pollutant Discharge Elimination System (NPDES) Permit ; Community Noise Control Permit; Historic Sites Review (Section 106 of NHPA and Chapter 6e, HRS); Work in County Right-of-Way; Subdivision Approval (potential) Grading, Grubbing, Excavating and Stockpiling Permits

**Proposing/
Determining
Agency:**

County of Kaua'i Department of Public Works, Kuppusamy Venkatesan, kvenkatesan@kauai.gov (808) 241-4885, 4444 Rice Street, Suite 275 Līhu'e, Hawaii'i 96766

Consultant:

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

Status:

Statutory 30-day public review and comment period starts;
comments are due by June 7, 2016. Please send comments to
the Proposing/Determining Agency, and copy the consultant.



The project would replace Puuopae Bridge by implementing structural and safety improvements that retain the bridge's original one-lane width, length and basic appearance. It would provide a safe bridge accommodating any legal weight of truck or bus, maximize safety for motor vehicles, pedestrians and bicycles, be practical to

maintain, and preserve the bridge's historic character. New concrete abutments will be created behind the existing ones, with no alteration to the stream bank. A new concrete deck will rest on a girder extended to the new abutments and hidden behind an end wall. The deck will have an asphalt pavement overlay. For bicycle safety, the deck will be marked with a bicycle "sharrow" symbol to indicate a shared lane and promote driver awareness. The historic character of the bridge is being preserved through a number of design elements that help retain the existing appearance. Extensive mitigation to prevent erosion and sedimentation and impacts to water quality and wildlife will be implemented.

OPEN HRS CHAPTER 343 DOCUMENTS

Status: Statutory public review and comment period for these projects began April 23, 2016; comments are due May 23, 2016. Please send comments to the relevant agency and copy any relevant applicant or consultant.

- [Waiākea Timber Management Area Sustainable Commercial Timber Harvest DEA \(AFNSI\)](#)
- [Church Single Family Residence DEA \(AFNSI\)](#)
- [Hoku Nui Maui Community DEA \(AFNSI\)](#)
- [Agriculture Infrastructure Development DEA \(ANFSI\)](#)
- [Block M Queen Street Improvements DEA \(AFNSI\)](#)
- [Mālaekahana State Recreation Area Improvements DEA \(AFNSI\)](#)
- [Na Pua Makani Wind Project 2nd DEIS and Appendices 1, 2, and 3](#) (comments due June 7, 2016)

COASTAL ZONE MANAGEMENT NOTICES

Federal Consistency Review

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, HRS. This public notice is being provided in accordance with section 306(d) (14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawai'i CZM Program at (808) 587-2878. For neighboring islands use the following toll free numbers: Lāna'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review. Comments may be submitted by mail, electronic mail or fax.

Mail: Office of Planning
Department of Business, Economic Development and Tourism
P.O. Box 2359 Honolulu, HI 96804

Email: john.d.nakagawa@hawaii.gov

Fax: (808) 587-2899

U.S. Coast Guard (USCG) National Security Cutter Assignment & Facility Improvements at USCG Base Honolulu, Oahu

Proposed Action: The USCG is proposing to homeport two new 418-foot National Security Cutters (NSCs) at Coast Guard Base Honolulu by 2019. The NSCs are part of an ongoing effort by the Coast Guard to replace its fleet of 378-foot High-Endurance Cutters that have reached the end of their service life. Homeporting the NSCs would improve the Coast Guard's ability to perform its mission in the Pacific Area and Coast Guard District Fourteen. The USCG would make improvements to shore facilities at Coast Guard Base Honolulu to support the NSCs. Improvements would include a reconfiguration of where vessels are berthed, consolidation of supply/shipping buildings for NSC storage requirements, renovation of existing shop spaces, and construction of a new building to accommodate NSC support functions. The mooring reconfigurations would require some shore ties and utilities upgrades to accommodate the two NSCs.

The NSC assignment and facility improvements proposal was previously reviewed and a CZM federal consistency concurrence was issued on July 6, 2015. The original proposal included no in-water work, however, the USCG determined during preliminary detailed engineering design that pier and decking upgrades would be required. The in-water modifications would include the replacement of the existing fendering system to include larger fenders, installation of steep piles, and installation of wood paneling; the replacement of concrete decking

and associated piles; and the replacement of an existing gangway with a new aluminum gangway. It was determined that a supplemental federal consistency review is required for the proposal modifications.

Applicant Contact: Mr. Raven J. Smith, (206) 220-7402, James.B.Smith@uscg.mil
Location: USCG Base Honolulu, Sand Island, O'ahu
Federal Action: Federal Agency Activity
Federal Agency: U.S. Coast Guard
CZM Contact: John Nakagawa, (808) 587-2878, john.d.nakagawa@hawaii.gov
Comments Due: May 23, 2016



Special Management Area Permits

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

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS

Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: North Kona (7-1-002: 004, 007 and Por. of 008)	Kiholo Fishpond Rehabilitation (SMM 16-348)	The Nature Conservancy
Hawai'i: North Kona (7-8-014: 001)	Replacement of the Southern Lifeguard Tower (SMM 16-349)	County of Hawai'i Fire Department
Maui: Paia (3-8-002: 006)	Dune Restoration (SM2 20160031)	Spreckelsville Beach Restoration Foundation
Maui: Hana (1-4-002: 004)	Hana Ranch-Septic System/Grease Interceptor (SM2 20160032)	Hana-Ranch Land LLC
Maui: Lahaina (4-6-001: 009)	Banyan Tree Birthday Festival – Year 2016 (SM2 20160033)	Lahaina Town Action
Maui: Lahaina (4-6-001: 009)	Banyan Tree Birthday Festival – Year 2017 (SM2 20160034)	Lahaina Town Action
Maui: Lahaina (4-6-001: 009)	Banyan Tree Birthday Festival – Year 2018 (SM2 20160035)	Lahaina Town Action
Maui: Lahaina (4-6-001: 009)	Banyan Tree Birthday Festival – Year 2019 (SM2 20160036)	Lahaina Town Action
Maui: Lahaina (4-6-001: 009)	Banyan Tree Birthday Festival – Year 2020 (SM2 20160037)	Lahaina Town Action
Maui: Lahaina (4-5-002: 009)	Operate Farmers Market (SM2 20160038)	Maui Outlets Associates
Maui: Pāia (2-6-013: 014)	Second Farm Dwelling (SM2 20160039)	Martin Vance Cooper
O'ahu: He'eia (4-6-008: 020)	Madrona Residence Deck Enclosure (2016/SMA-16)	Ted Ah You
O'ahu: Mālaekahana (5-6-001: 033 and 066)	Six New Single-Family Dwellings and Private Access Road Improvements on a Lot with Two Existing Dwellings (2016/SMA-24)	Malaekahana, LLC / Palekana Permits

SHORELINE NOTICES

Shoreline 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-1700	4/7/16	Lot 4-A Section A Kawaihoa Beach Lots being a Portion of Royal Patent 4475, Land Commission Award 7713, 'Āpana 33 to V. Kamamalu situate at Kawaihoa, Waiialua, O'ahu Address: 61-673 Kamehameha Highway Purpose: Determine building set-back line	Wesley T. Tengan/ Pacific Return, LLC	(1) 6-1-010:012
OA-1701	4/7/16	Lot 1104 Land Court Application 677 as Shown on Map 254 situate at Kailua, Ko'olaupoko, O'ahu Address: 144 Kaapuni Drive Purpose: Determine building set-back line	Wesley T. Tengan/ Laura Brancato	(1) 4-3-013:039
OA-1702	4/7/16	Lot E-3-A Land Court Application 979 as Shown on Map 88 situate at Kāneohe, Ko'olaupoko, O'ahu Address: 47-170 Kamehameha Highway Purpose: Determine building set-back line	Wesley T. Tengan/ Timothy J. Pent	(1) 4-7-001:001
OA-1703	4/18/16	Lots 6 (Map 2) and 7-B (Map 23) of the Lanikai Beach Tract Subdivision being Portion of Land Court Application 505 situate at Kailua, Ko'olaupoko, O'ahu Address: 766 Mokulua Drive Purpose: Determine building set-back	Austin Tsutsumi & Associates, Inc./ Walter J. Sousa and Karin R. Sousa, Trustees of The Sousa Family Trust	(1) 4-3-008:041
OA-1704	4/21/16	Lot 22 as shown on Map 6 of Land Court Application 446 situate at Ka'alaea, Ko'olaupoko, O'ahu Address: 47-745 Kamehameha Highway Purpose: Building permit	Hawaii Land Consultants/ Ashley M. K. Inferrera, Jeremy L. Inferrera, & Sylvia A. Freitas	(1) 4-7-017:009
OA-1705	4/25/16	Parcel 13 being a Portion of L.P. 8165, Part B, L. C. Aw. 8559-B, 'Āpana 32 to William C. Lunalilo situate at Waikīkī, Honolulu, O'ahu Address: 3735-C Diamond Head Road Purpose: Permit purposes	David Miran/ Michael Fergus & Janice Lau	(1) 3-1-039:047
MA-642	4/14/16	Lot 27 of the Waiohuli-Kēōkea Beach Lots Subdivision, 2 nd Series situate at Waiohuli-Kēōkea, Kula, Maui Address: 1568 Halama Street Purpose: Shoreline determination for shoreline permit	Akamai Land Surveying, Inc./ Marie C. Palmer	(2) 3-9-010:007

SHORELINE NOTICES

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
MA-635	Proposed Shoreline Certification	A Portion of Lot 13-A-5 of the Mailepai Hui Lands situate at Kā'anapali, Lahaina, Maui Address: 5295 Lower Honoapiliilani Road, Unit no. C460 Purpose: Permitting purpose	Fukumoto Engineering, Inc./ Napili Point 1 AOAO	(2) 4-3-002:021
KA-410	Proposed Shoreline Certification	Portion of Parcel 2 of Wailua River Park situate at Wailua and South Olohena, Kawaihau, Kaua'i Address: n/a Purpose: Establish setback line for construction of new bike path	Lance T. Stevens/ County of Kaua'i	(4) 4-3-002:por. 001
KA-411	Withdrawal	Lot 3 as shown on Map 2 of Land Court Application 889 situate at Waipouli, Kawaihau, Kaua'i Address: 650 Aleka Loop Purpose: Establish setback line for construction of new bike path	Lance T. Stevens/ Kauai Coconut Beach, LLC	(4) 4-3-007:028

SECTION 106 CONSULTATIONS

South Maui Recycled Water System Expansion (2nd Tank)

Island: Maui

District: Kihei

TMK: (2) 2-2-002:075 and (2) 2-2-024:010

Applicant or Proposing Agency: State of Hawai'i, Department of Health, Environmental Division, Wastewater Branch
919 Ala Moana Boulevard, Room 309, Honolulu, HI, 96814

Contact Ms. Sue Liu (808) 586-4294

Approving Agency: State of Hawai'i, Department of Health, Environmental Division, Wastewater Branch

Contact Ms. Sue Liu (808) 586-4294

Status: Comments due no later than May 22, 2016 to:

919 Ala Moana Boulevard, Room 309, Honolulu, HI, 96814

Attn: Ms. Sue Liu

Email: wwb@doh.hawaii.gov

The Department of Health (DOH) initiated Section 106 of the NHPA consultation with the State Historic Preservation Division (SHPD) in accordance with 36 CFR Part 800. In 1990, the U.S. Environmental Protection Agency (EPA) designated the DOH to act on EPA's behalf, pursuant to 36 CFR §800.2 (c) (4), when initiating Section 106 of the NHPA process in connection with projects funded under the Hawai'i Clean Water State Revolving Fund (CWSRF).

The DOH is providing funding under the CWSRF to the County of Maui, Department of Environmental Management for South Maui Recycled Water System Expansion (2nd Tank). The proposed project will utilize federal funding and is considered an undertaking, as defined by Section 106 of the NHPA, 54 U.S.C. §306101 et seq., and 36 CFR Part 800. The County of Maui, Department of Environmental Management, Wastewater Reclamation Division (WWRD) operates the Kihei Wastewater Reclamation Facility (WWRF) and the South Maui Recycled Water System. The proposed project includes work to construct a second 1.0 million gallon recycled water storage tank and upgrade approximately 400 feet of existing 14-inch recycled water line to 18-inch diameter, replace the effluent pump station flow meter and provide a new meter vault at the Kihei WWRF. The DOH has requested SHPD's concurrence with its conclusion that no sites of historical importance are expected to be affected by the project.

Waiehu Wastewater Pump Station (Waiehu WWPS) Sewer Force Main (SFM) Replacement**Island:** Maui**District:** Wailuku**TMK:** various**Applicant or Proposing Agency:** State of Hawai'i, Department of Health, Environmental Division, Wastewater Branch
919 Ala Moana Boulevard, Room 309, Honolulu, HI, 96814

Contact Ms. Sue Liu (808) 586-4294

Approving Agency: State of Hawai'i, Department of Health, Environmental Division, Wastewater Branch

Contact Ms. Sue Liu (808) 586-4294

Status: Comments due no later than May 22, 2016 to:

919 Ala Moana Boulevard, Room 309, Honolulu, HI, 96814

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The DOH is providing funding under the CWSRF to the County of Maui, Department of Environmental Management for the Waiehu Wastewater Pump Station (WWPS) Sewer Force Main (SFM) Replacement. The proposed project will utilize federal funding and is considered an undertaking, as defined by Section 106 of the NHPA, 54 U.S.C. §306101 et seq., and 36 CFR Part 800.

The County of Maui, Department of Environmental Management is proposing to replace the existing Waiehu WWPS SFM along Akake Street and Lower Waiehu Beach Road with Waihe'e Ahupua'a, Wailuku District, Maui Island.

The DOH has requested SHPD's concurrence with its conclusion that the proposed undertaking will have "no adverse effect" on Archeological, Native Hawaiian Cultural Resources or Historic Properties.

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)

As a courtesy, listed below are documents submitted for publication that have been prepared pursuant to NEPA, rather than Chapter 343, HRS; accordingly, these entries may have unique comment periods. Occasionally, actions are subject to both NEPA and Chapter 343, HRS, in those cases, a separate entry would be published in a relevant section and issue of The Environmental Notice.

Modernization of Maui Space Surveillance Site (MSSC) Equipment FEA (FONSI)**Island:** Maui**District:** Makawao**TMK:** (2) 2-2-002:084**Proposing****Agency:** Detachment 15, Air Force Research Laboratory, 550 Lipoa Parkway, Kihei, HI 96753
Jim Gardner (808) 891-7748**Approving****Agency:** Air Force Research Laboratory, 3550 Aberdeen SE, Kirtland AFB, New Mexico 87117
Joseph Volza (505) 846-4050**Status:** Finding of No Significant Impact (FONSI) determination and Final Environmental Assessment (EA)

This Final Environmental Assessment (EA) is prepared under the National Environmental Policy Act and has been revised from the original Draft EA published February 23, 2015 to clarify the scope of proposed activities. Specifically, the Air Force Research Laboratory Directed Energy Directorate, Detachment 15 proposes the modernization of research equipment at the MSSC located on Haleakalā, Maui, HI over the next five to ten years. The modernization of research equipment consists of: (1) the replacement of sensors and instrumentation, (2) operation of a sodium laser known as Frequency Addition Source of Optical Radiation propagated from the existing AEOS 3.6m telescope, and (3) installation and operation of an improved adaptive optics system which would be used throughout the year for the observation of stars and satellites. The improved instrumentation would be operated and supported by the existing staff and no additional Anti-Terrorism/Force Protection standoff would be required. The upgrade of this equipment will be installed within existing buildings and would not exceed current exterior structure dimensions. No federal or state permits or approvals will be required for this action. This action does not trigger compliance with Hawai'i Revised Statutes (HRS) Chapter 343, because the action does not require an approval, defined under Hawai'i law as a discretionary consent required from a state or county agency prior to actual implementation of the action, HRS § 343-2, 343-5(e).

FEDERAL NOTICES

[Fishery Management Council Meetings](#)

The Western Pacific Fishery Management Council (Council) will hold a joint meeting of its Hawaii Regional Ecosystem Advisory Committee (REAC), Hawaii Advisory Panel (AP), Fishing Industry Advisory Council (FIAC) and Hawaii members of its Noncommercial Fishing Advisory Committee (NCFAC) and a Hawaii AP meeting to discuss and make recommendations on issues in Hawaii and the Western Pacific region. DATES: The joint Hawaii REAC, AP and NCFAC meeting will be held on Wednesday, May 11, 2016, between 9 a.m. and 12:00 p.m. The Hawaii AP meeting will be held on Wednesday, May 11, 2016, between 1 p.m. and 4p.m., at 1164 Bishop St. Honolulu, HI 96813; phone: (808) 522-8220. FOR FURTHER INFORMATION CONTACT: Kitty M. Simonds, Executive Director, phone: (808) 522-8220 (see, 81 F.R. 25652, April 29, 2016).

[Proposed Rule on Purse Seine Observers, 2016-2017 Use of Fish Aggregating Devices and Limits on Capture of Big-Eye Tuna](#)

The National Marine Fisheries Service (NMFS) seeks comments on this proposed rule issued under authority of the Western and Central Pacific Fisheries Convention Implementation Act (WCPFC Implementation Act). The proposed rule would, first, require that U.S. purse seine vessels carry observers on fishing trips in the western and central Pacific Ocean (WCPO); second, establish restrictions in 2016 and 2017 on the use of fish aggregating devices (FADs) by U.S. purse seine vessels in the WCPO; and third, establish limits in 2016 and 2017 on the amount of bigeye tuna that may be captured by U.S. longline vessels in the WCPO. This action is necessary to satisfy the obligations of the United States under the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean (Convention), to which it is a Contracting Party. DATES: Comments on the proposed rule must be submitted in writing by May 12, 2016. Please click on the above link for more information on commenting. FOR FURTHER INFORMATION CONTACT: Tom Graham, NMFS PIRO, 808-725-5032 (see, 81 F.R. April 27, 2016).



Palapalai (*Microlepia stigosa*)
Credit: UH Dept. of Botany

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's 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).

