

JOHN WAIHEE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

P. O. BOX 621
HONOLULU, HAWAII 96809

DEC 11 1991 DEC 13 09:00

GFC. OF ENVIRONMENTAL
QUALITY CONTROL

WILLIAM W. PATY, CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES

DEPUTIES

MAKABU TAOOMORI
DAN T. KOEHL

AQUACULTURE DEVELOPMENT
PROGRAM
AQUATIC RESOURCES
CONSERVATION AND
ENVIRONMENTAL AFFAIRS
CONSERVATION AND
RESOURCES ENFORCEMENT
CONVEYANCES
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
PROGRAM
LAND MANAGEMENT
STATE PARKS
WATER AND LAND DEVELOPMENT

Ref:LM-MS

Mr. Brian Choy, Director
Office of Environmental
Quality Control
State of Hawaii
220 S. King Street, 4th Floor
Honolulu, HI 96813

Refer to:MA-91:475

Dear Mr. Choy:

Subject: Notice of Determination/Negative Declaration for
Robert E. Williams, Honopou-Hoolawa, Hamakualoa,
Makawao, Maui, Tax Map Key 2-9-03:08

We are submitting a completed Form #91-1 together with four
(4) copies of an environmental assessment with negative
declaration for the subject applicant. The following
information is provided in support of this determination:

1. Name of Accepting Agency:

State of Hawaii
Department of Land and Natural Resources
Division of Land Management
1151 Punchbowl Street, Room 220
Honolulu, HI 96813

Preparing Applicant:

Robert E. Williams
P. O. Box 349
Puunene, Maui, HI 96734

228

Mr. Brian Choy
Page 2

2. Brief Description of the Proposed Action:

Mr. Robert E. Williams has applied for the direct sale of an easement over State-owned lands in order to acquire a legal access to his fee property. The subject parcel is encumbered under a revocable permit, R. P. No. S-6709, to Kenneth Redstone for agricultural purposes. A twelve (12)-foot-wide path will be cleared for either a dirt or gravel access road. No trees will be bulldozed, only grass and shrubs cleared. A fence and a gate will be constructed. The fence will run the full length of the easement. No historic sites were observed on a walk through, visual inspection.

3. Determination:

We have determined that a negative declaration is appropriate and an Environmental Impact Statement is not required.

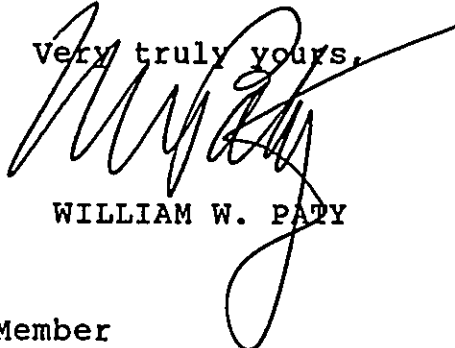
4. Reason for Supporting Determination:

The proposed use poses no known significant, short- or long-term adverse impacts, which cannot be mitigated. No endangered or threatened species will be affected. The significance of anticipated environmental impacts has been adequately evaluated and disclosed within the environmental assessment.

5. Agencies Consulted in the Preparation of the Environmental Assessment:

Department of Land and Natural Resources

Very truly yours,



WILLIAM W. PATY

Encs.

cc Maui District Land Board Member
Maui District Land Office

DOCUMENT CAPTURED AS RECEIVED

1991-12-23-MA-FLA
Williams Honouliuli - Hoolawa Request for
FILE COPY Access Easement

February 1983

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
P. O. BOX 621
HONOLULU, HAWAII 96809

FOR DLNR USE ONLY
Reviewed by _____
Date _____
Accepted by _____
Date _____
Docket/File No. _____
180-Day Exp. _____
EIS Required _____
PH Required _____
Board Approved _____
Disapproved _____
Well No. _____

DEPARTMENT MASTER APPLICATION FORM

(Print or Type)

I. LANDOWNER/WATER SOURCE OWNER
(If State land, to be filled in by Government Agency in control of property)

Name _____
Address _____

Telephone No. _____
SIGNATURE _____
Date _____

II. APPLICANT (Water Use, omit if applicant is landowner)

Name Robert Williams
Address POB 349
Punahoa, Hi. 96784

Telephone No. 0
Interest in Property ROADWAY
EASEMENT (ACCESS)
(Indicate interest in property; submit written evidence of this interest)
*SIGNATURE Robert Williams
Date 10 91

*If for a Corporation, Partnership, Agency or Organization, must be signed by an authorized officer.

III. TYPE OF PERMIT(S) APPLYING FOR

- A. State Lands lease
- B. Conservation District Use
- C. Withdraw Water From A Ground Water Control Area
- D. Supply Water From A Ground Water Control Area
- E. Well Drilling/Modification

IV. WELL OR LAND PARCEL LOCATION REQUESTED

District Hamakua
Island Maui
County Maui
Tax Map Key 2-9-03-8
Area of Parcel 4200 sq. ft.
(Indicate in acres or sq. ft.)
Term (if lease) _____

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MASTER APPLICATION FORM Rev. 2/89

V. Environmental Requirements

Pursuant to Chapter 343, Hawaii Revised Statutes, and in accordance with Title 11, Chapter 200, Environmental Impact Statement Rules for applicant actions, an Environmental assessment of the proposed use must be attached. The Environmental assessment shall include, but not be limited to the following:

- (1) Identification of applicant or proposing agency;
- (2) Identification of approving agency, if applicable;
- (3) Identification of agencies consulted in making assessment;
- (4) General description of the action's technical, economic, social, and environmental characteristics;
- (5) Summary description of the affected environment, including suitable and adequate location and site maps;
- (6) Identification and summary of major impacts and alternatives considered, if any;
- (7) Proposed mitigation measures, if any;
- (8) Determination;
- (9) Findings and reasons supporting determination; and
- (10) Agencies to be consulted in the preparation of the EIS, if applicable.

VI. Summary of Proposed Use (what is proposed)

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RECEIVED
DIVISION OF
LAND AND NATURAL RESOURCES
MARCH 4 11 1991

V. ENVIRONMENTAL REQUIREMENTS

1. (applicant) Robert Williams, 5 year owner of property 2-9-03-25.
 - 2.
 3. Agencies Involved: DLNR and East Maui Irrigation
 4. Technical: Access roadway 12 ft. wide extending from the old gov't roadway to my parcel #25. The roadway will either be fenced and with gates to keep out the tourists in the area and or the drive will have gates and lined with palm trees.
 Economic: The obvious benefits to me are that I will gain a legal access to my property with which I can apply for loans, permits and insurances.
 Social: An easement to the landlocked #40 would make available the parcel to the public for lease.
 Environmental: No change. Aside from the planting of palms to line the road.
 5. The included map documents use area. No trees are in the way and a minimum of slope needs to be cut into.
 6. There will be no major impacts other than access. The grading required is cutting into the slope for approximately 40 to 60 feet sideways to the slope and a cut about 32 inches deep. The slope of the road for runoff will be continuous with the run of the hill.
 7. Any loosened soil moved by rain will remain on the property held with primary rock.
 8. The impact will be unnoticeable or negative and based on the onsite inspection an EIS will not be necessary.
 9. There will be a minimum cut and grade thru a grassy area.
 - 10.
- VI. In summary I propose to grade an access roadway following a state survey.

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I. Description of Parcel

- A. No structures
- B. No utilities
- C. (see maps)
- D. Vegetation is grass some shrubs and no trees.
- E. Area has a slight slope sideways to the proposed roadway.
- F. Not along the shore.
- G. Ken Redstone , revocable permit # 6709 gen. arig.
- H. No historic sites in the area as could be seen from a walkthrough visual inspection.

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INFORMATION REQUIRED FOR ALL USES

I. Description of Parcel

- A. Existing structures/Use. (Attach description or map).
- B. Existing utilities. (If available, indicate size and location on map. Include electricity, water, telephone, drainage, and sewerage).
- C. Existing access. (Provide map showing roadways, trails, if any. Give street name.—Indicate width, type of paving and ownership).
- D. Vegetation. (Describe or provide map showing location and types of vegetation. Indicate if rare native plants are present).
- E. Topography; if ocean area, give depths. (Submit contour maps for ocean areas and areas where slopes are 40% or more. Contour maps will also be required for uses involving tall structures, gravity flow and other special cases).
- F. If shoreline area, describe shoreline. (Indicate if shoreline is sandy, muddy, rocky, etc. Indicate cliffs, reefs, or other features such as access to shoreline).
- G. Existing covenants, easements, restrictions. (If State lands, indicate present encumbrances.)
- H. Historic sites affected. (If applicable, attach map and descriptions).

II. Description: Describe the activity proposed, its purpose and all operations to be conducted. (Use additional sheets as necessary).

III. Commencement Date: Jan 92 Access Easement only
 Completion Date: Feb 92

IV. TYPE OF USE REQUESTED (Mark where appropriate) (Please refer to Title 13, Chapter 2)

- 1. Permitted Use (exception occasional use):
DLNR Title 13, Chapter 2, Section _____; Subzone _____.
- 2. Accessory Use (accessory to a permitted use):
DLNR Title 13, Chapter 2, Section _____; Subzone _____.
- 3. Occasional Use: Subzone _____.
- 4. Temporary Variance: Subzone _____.
- 5. Conditional Use: Subzone _____.

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Area of Proposed Use 4200 sq. ft.
(Indicate in acres or sq. ft.)

Name & Distance of Nearest Town or Landmark _____

Boundary Interpretation (If the area is within 40 feet of the boundary of the Conservation District, include map showing interpretation of the boundary by the State Land Use Commission).

Conservation District Subzone _____
County General Plan Designation _____

V. FILING FEE

1. Enclose \$50.00. All fees shall be in the form of cash, certified or cashier's check, and payable to the State of Hawaii.
2. If use is commercial, as defined, submit additional public hearing fee of \$50.00.

INFORMATION REQUIRED FOR CONDITIONAL USE ONLY

I. Plans: (All plans should include north arrow and graphic scale).

- A. Area Plan: Area plan should include but not be limited to relationship of proposed uses to existing and future uses in abutting parcels; identification of major existing facilities; names and addresses of adjacent property owners.
- B. Site Plan: Site plan (maps) should include, but not be limited to, dimensions and shape of lot; metes and bounds, including easements and their use; existing features, including vegetation, water area, roads, and utilities.
- C. Construction Plan: Construction plans should include, but not be limited to, existing and proposed changes in contours; all buildings and structures with indicated use and critical dimensions (including floor plans); open space and recreation areas; landscaping, including buffers; roadways, including widths; offstreet parking area; existing and proposed drainage; proposed utilities and other improvements; revegetation plans; drainage plans including erosion sedimentation controls; and grading, trenching, filling, dredging or soil disposal.
- D. Maintenance Plans: For all uses involving power transmission, fuel lines, drainage systems, unmanned communication facilities and roadways not maintained by a public agency, plans for maintenance shall be included.
- E. Management Plans: For any appropriate use of animal, plant, or mineral resources, management plans are required.
- F. Historic or Archaeological Site Plan: Where there exists historic or archaeological sites on the State or Federal Register, a plan must be submitted including a survey of the site(s); significant features; protection, salvage, or restoration plans.

II. Subzone Objective: Demonstrate that the intended use is consistent with the objective of the subject Conservation District Subzone (as stated in Title 13, Chapter 2).

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DOCUMENT FOR PUBLICATION IN THE OEQC BULLETIN

Date: ___/___/___ Prepared by: _____

The document is a (check all that apply)

Chapter 205A Document	()	Negative Declaration	(<input checked="" type="checkbox"/>)
Chapter 343 Document	()	EIS Preparation Notice	()
NEPA Document	()	Draft EIS	()
		Final EIS	()
		Acceptance Notice	()

Is the document a supplemental EIS? Yes () No ()

Title of Proposed Action or Project: ACCESS EASEMENT

Location: Island MAUI District HAIKU

Type of Action (check one): Applicant () Agency ()

Name of Proposing Applicant or Agency: _____

Name of Contact: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Phone: (_____) _____

Name of Preparer or Consultant: _____

Name of Contact: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Phone: (_____) _____

Accepting Authority: DLNR

Estimated Project Cost:		Document Preparation Cost:	
Federal Funds	\$ _____	Neg Dec/EA	\$ _____
State Funds	\$ _____	Draft EIS	\$ _____
County Funds	\$ _____	Sup Draft EIS	\$ _____
Private Funds	\$ <u>2,000</u>	Sup Final EIS	\$ _____
TOTAL	\$ <u>2,000</u>	TOTAL	\$ _____

- EA Trigger (check all that apply)
- () Use of State or County Lands or Funds
 - () Use of Conservation District Lands
 - () Use of Shoreline Setback Area
 - () Use of Historic Site or District
 - () Use of Lands in the Waikiki Special District
 - () Use Requiring an Amendment to a County General Plan

NOTE: For answers to any question on Page 10 or 11, please contact the Office of Environmental Quality Control at (808) 548-6915.

[OEQC Form 89-01 (1/89)
Page 1 of 2]

