October 28, 1993

Mr. Brian J. J. Choy, Director
Office of Environmental Quality Control (OEQC)
220 S. King Street, 4th Floor
Honolulu, Hawaii 96813

CHAPTER 343, HRS
Environmental Assessment/Determination
Negative Declaration

Recorded Owner:
Applicant: Healani Investments, Inc.
Agent: Tokunaga Masonry
Location: 1368 Mokulua Drive, Kailua, Oahu
Tax Map Key: 4-3-4: 81
Request: An After-the-Fact Shoreline Setback Variance
Proposal: To allow an existing 6-foot high chain-link fence within the shoreline setback area.
Determination: A Negative Declaration Is Issued

Attached and incorporated by reference is the environmental assessment prepared by the applicant for the project. Based on the significance criteria outlined in Chapter 200, State Administrative Rules, we have determined that preparation of an Environmental Impact Statement is not required.

Very truly yours,

DONALD A. CLEGG
Director of Land Utilization

DAC: ak
A:lee2. ask
G:lee2. ask
Attachment
City & County of Honolulu
Department of Land Utilization
650 S. King Street
Honolulu, Hawaii 96813

RE: Environmental Assessment

Applicant: Halaani Investments, Inc., 1030 Noio St., 96816, 732-7663
Recorded Fee Owner: Halaani Investments, Inc., 1030 Noio St., 96816, 732-7663
Agent: Brian Lee, 1024 Kikowaena Place, 96819, 839-4672
TRR: 4-3-461
Lot Area: 23,036 Sq. Ft.

General description: Installation of a vinyl-coated chain-link fence, six feet high at ocean side of property. Sixty-six feet long directly behind existing seawall, 120 feet at right side of property, both to replace existing corroded fence; replace existing corroded gate with six feet high by five feet vinyl coated gate, and new fence at left side of property 56 feet long next to neighbor's existing stone wall.

Affected Environment: Work is to replace existing corroded fences and gates. Neighbors in area also have similar fences on their property. Existing seawall is approximately 11' high and not fronting any publicly usable beach area.

Impacts & Alternatives considered: A chain-link fence was preferred over a solid wall or fence which would have made the existing seawall appear to be a massive and imposing structure on the shoreline. The chain-link fence is needed for reasons of security (from occupants falling over from property side of fence into the ocean and from strangers attempting to walk on top of the existing wall), privacy (from trespassers) and protection from liability. All work is within owner's property and is mainly to replace an existing damaged, decaying and dangerous chain-link fence. Without a fence at the seawall side of property, the owner would be endangered by possibly falling into the ocean and be exposed to trespassers climbing into their property from the beach or from a neighbor's empty lot. (Please see photos enclosed)
Existing residence is unoccupied and may be improved in the near future, therefore safety is a main concern. Neighbors in the area have similar fences and do not intrude on the visible impact of the area nor does the chain-link fence impede public access to the beach.

Sincerely,

[Signature]

Brian T. Lee
Authorized agent
This work was performed by the Land Court of the State of Hawaii, Honolulu, for the certification of the boundaries of Lot 343, Mokulua Drive, under the Shoreline Act of 1955. The certification was approved on August 26, 1983.

Certificate No. 1028

City of Honolulu, County of Honolulu
Lot 343, Mokulua Drive

Filed for recording in the Office of the Clerk of the Land Court, County of Honolulu, State of Hawaii, on July 6, 1983.