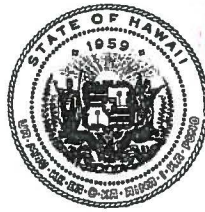


DAVID Y. IGE
GOVERNOR OF
HAWAII



FILE COPY

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
DEPUTY DIRECTOR - WATER

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LAND
STATE PARKS

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

June 22, 2018

TO: Scott Glenn, Director
Office of Environmental Quality Control

FROM: Suzanne D. Case, Chairperson *me*
Department of Land and Natural Resources

SUBJECT: Request for Publication of DLNR's Determination that a Supplemental Environmental Impact Statement is Required Prior to Major Amendment to the Kawaihoa Wind Habitat Conservation Plan and Incidental Take License, O'ahu Island

OFFICE OF ENVIRONMENTAL
QUALITY CONTROL

18 JUN 26 P 3:19

RECEIVED

We respectfully request publication of the subject Determination in the next Environmental Notice. A completed Office of Environmental Quality Control Publication Form is included in this submittal which we are providing via email to oeqc@doh.hawaii.gov.

Please contact Glenn Metzler, Protected Species Habitat Conservation Planning Associate at the Division of Forestry and Wildlife at glenn.m.metzler@hawaii.gov or 808-587-4149 with any questions.

cc: Brita Woeck, Kawaihoa Wind, LLC

Attachment: (1) Completed OEQC Publication form for Kawaihoa Wind SEIS Determination

18-699

APPLICANT PUBLICATION FORM

Project Name:	Kawailoa Wind Project Supplemental EIS
Project Short Name:	Kawailoa Wind Project Supplemental EIS
HRS §343-5 Trigger(s):	Substantive changes in size, scope, location, intensity, use, or timing. Original trigger for EIS: use of State Lands; Conservation District Use Permit
Island(s):	O'ahu
Judicial District(s):	City and County of Honolulu
TMK(s):	(1) 6-1-005:001, (1) 6-1-006:001, (1) 6-1-007:001, (1) 6-2-011:001
Permit(s)/Approval(s):	State Incidental Take License
Approving Agency:	State of Hawai'i Department of Land and Natural Resources
<i>Contact Name, Email, Telephone, Address</i>	Glenn Metzler, Habitat Conservation Planning Associate Glenn.M.Metzler@hawaii.gov, (808) 587-4149 Department of Land and Natural Resources Division of Forestry and Wildlife 1151 Punchbowl Street, Room 325, Honolulu, HI 96813 Honolulu, HI 96813
Applicant:	Kawailoa Wind, LLC
<i>Contact Name, Email, Telephone, Address</i>	Brita Woeck, bwoeck@dwwind.com , (206) 949-5228, 61-488 Kamehameha Highway, Haleiwa, HI 96712
Consultant:	SWCA Environmental Consultants
<i>Contact Name, Email, Telephone, Address</i>	Amanda Childs, achilds@swca.com , (503) 224-0333, 1220 SW Morrison, Suite 700, Portland, OR 97205

Status (select one) DEA-AFNSI**Submittal Requirements**

Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEA, and 4) a searchable PDF of the DEA; a 30-day comment period follows from the date of publication in the Notice.

 FEA-FONSI

Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; no comment period follows from publication in the Notice.

 FEA-EISPN

Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; a 30-day comment period follows from the date of publication in the Notice.

 Act 172-12 EISPN
("Direct to EIS")

Submit 1) the approving agency notice of determination letter on agency letterhead and 2) this completed OEQC publication form as a Word file; no EA is required and a 30-day comment period follows from the date of publication in the Notice.

 DEIS

Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEIS, 4) a searchable PDF of the DEIS, and 5) a searchable PDF of the distribution list; a 45-day comment period follows from the date of publication in the Notice.

 FEIS

Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEIS, 4) a searchable PDF of the FEIS, and 5) a searchable PDF of the distribution list; no comment period follows from publication in the Notice.

 FEIS Acceptance
Determination

The approving agency simultaneously transmits to both the OEQC and the applicant a letter of its determination of acceptance or nonacceptance (pursuant to Section 11-200-23, HAR) of the FEIS; no comment period ensues upon publication in the Notice.

- FEIS Statutory Acceptance The approving agency simultaneously transmits to both the OEQC and the applicant a notice that it did not make a timely determination on the acceptance or nonacceptance of the applicant's FEIS under Section 343-5(c), HRS, and therefore the applicant's FEIS is deemed accepted as a matter of law.
- Supplemental EIS Determination The approving agency simultaneously transmits its notice to both the applicant and the OEQC that it has reviewed (pursuant to Section 11-200-27, HAR) the previously accepted FEIS and determines that a supplemental EIS is or is not required; no EA is required and no comment period ensues upon publication in the Notice.
- Withdrawal Identify the specific document(s) to withdraw and explain in the project summary section.
- Other Contact the OEQC if your action is not one of the above items.

Decision and Explanation

The Hawai'i Department of Land and Natural Resources (DLNR) has determined that a Supplemental Environmental Impact Statement (EIS) is **required** to evaluate impacts from the Habitat Conservation Plan Amendment for the Kawailoa Wind Project. Kawailoa Wind, LLC operates a 69-megawatt wind energy generation facility near Hale'iwa on O'ahu, Hawai'i. The effects of the construction and operation of the project were initially analyzed and described in an environmental impact statement (EIS) approved by the Hawai'i Department of Business, Economic Development, and Tourism (DBEDT) on July 20, 2011. Although no new construction or change in operations is planned, Kawailoa Wind is requesting an increase in the amount of authorized Hawaiian hoary bat take to cover the remaining years of the permit term, and requesting incidental take authorization for the Hawaiian petrel, a new covered species. Kawailoa Wind is preparing an HCP amendment to support their request. The determination of the need for a supplemental EIS was made because of the request for an increase in the amount of authorized Hawaiian hoary bat take which will have the potential for an increased intensity of impact, and because of the new request for authorized take for the Hawaiian petrel.