

The Environmental Notice

A SEMI-MONTHLY BULLETIN OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL



BENJAMIN J. CAYETANO
GOVERNOR

**OFFICE OF
ENVIRONMENTAL
QUALITY CONTROL**
GENEVIEVE SALMONSON
DIRECTOR

The Environmental Notice
reviews the environmental impacts of
projects proposed in Hawaii

Other Resources
available at OEQC . . .

- *Guidebook for Hawaii's Environmental Review Process*
- *Environmental Impact Study Resource Library*
- *Environmental Council Annual Reports*
- *Rules and Policies*
- *"How to Plant a Native Hawaiian Garden"*

OEQC

235 S. BERETANIA STREET
LEIOPAPA A KAMEHAMEHA
SUITE 702
HONOLULU, HAWAII 96813

Tel. (808) 586-4185
Fax. (808) 586-4186

Moloka'i & Lana'i: 1-800-468-4644 ext.64185
Kaua'i: 274-3141 ext. 64185
Maui: 984-2400 ext. 64185
Hawaii: 974-4000 ext. 64185

MARCH 8, 2002

Kihei to Upcountry Maui Road

The State of Hawaii Department of Transportation and Federal Highway Administration have completed a Final Environmental Impact Statement for the Kihei-Upcountry Maui Highway project. This proposed two-lane limited access highway would directly link Kihei-Makena and Upcountry Maui by connecting Piilani Highway at its intersection with Kaonoulu Street with Haleakala Highway at its intersection with Haliimaile Road.

This alignment, which was identified as the preferred alternative among eight alternative alignments, will traverse lands used for cattle grazing and sugarcane and pineapple cultivation.

The highway will facilitate transportation between Kihei and Upcountry,

thereby addressing growth in regional transportation demand, economic development trends, and coastal evacuation deficiencies.

In addition, there is federal interest in the project because the highway will facilitate transportation between defense-related research activities at Science City atop Haleakala Crater and the Maui Research and Technology Park in Kihei.

The project will have both beneficial and adverse impacts. Potential impacts include substantial travel time savings, loss of open space and agricultural land, interference with agricultural activities, changes in transportation patterns, and savings in energy consumption. See page 9 for more.

Waikiki Beach Walk FEIS Acceptance

The Department of Planning and Permitting has accepted the Final EIS for the Waikiki Beach Walk Project.

The applicant, Outrigger Enterprises, Inc, proposes to redevelop a 7.7-acre area at the northwest end of Waikiki. This two-phase project will renovate four existing hotels, demolish six hotels and redevelop the latter to include a new entertainment/retail/meeting complex, a new hotel, and reconfigured and renovated areas that will be open to the public.

Five properties within the project site are owned entirely or in part by individuals other than the applicant. Outrigger Enterprises, Inc. proposes to acquire the fee interest in these properties through a condemnation action to be undertaken by the City. Helumoa Road will be acquired from the City. See page 6 for more.

Army EIS for Force Transformation Plan

The U.S. Army proposes to implement a range of activities related to force transformation in Hawaii'i. The primary proposed activities are associated with conversion of the 2nd Brigade, 25th Infantry Division (Light) to an Interim Brigade Combat Team, a rapidly deployable, early entry, medium weight force with a decreased logistical footprint. See page 20 for more.

Basic EIS Training at OEQC on Friday, March 22

If you are interested in learning about the State EIS process, especially about declaring exemptions and preparing assessments, please sign-up for OEQC's EIS class on Friday, March 22, from 1 - 3 p.m. at OEQC. For registration, please call 586-4185.

Definitions

Your guide to the Environmental Review Process

Draft Environmental Assessment

A project or action that may affect the environment cannot be implemented until an Environmental Assessment (EA) is prepared in accordance with HRS §343. If the lead government agency anticipates that the project will have no significant environmental impact, then a Draft EA is written and public notice is published in this bulletin. The public has 30 days to comment on the Draft EA from the date of the first notice.

Final Environmental Assessment and FONSI (Negative Declaration)

If, after the lead agency reviews the public comments, it feels that the project will have no significant effect on the environment, then it will prepare a Final EA and issue a Finding of No Significant Impact (FONSI) formerly called a *Negative Declaration*. The Final EA must respond to all public comments. An Environmental Impact Statement will not be required and the project may now be implemented. The public has 30 days from the first notice of a FONSI in this Bulletin to sue in court to require the preparation of an EIS.

EIS Prep Notice

If the lead agency decides that a project may have a significant environmental impact, it must prepare an Environmental Impact Statement (EIS) prior to implementing the project. The first step in preparing an EIS is publishing an EIS Preparation Notice (Prep Notice) in this Bulletin. Agencies, groups or individuals have 30 days from the first publication of an EIS Prep Notice to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The draft EIS must respond to these comments.

Draft EIS

If a project is likely to have a significant environmental impact, the lead agency or private applicant must prepare a

Draft Environmental Impact Statement (Draft EIS) prior to project implementation. This document must completely disclose the likely impacts of a project. Secondary and cumulative impacts must be discussed along with measures proposed to mitigate them. The public has 45 days from the first publication date in this Bulletin to comment on a Draft EIS.

Final EIS

After considering public comments filed during the Draft EIS stage, the agency or applicant must prepare a Final Environmental Impact Statement (Final EIS). The Final EIS must respond to all comments from the draft stage. If deeper analysis was required, it must be included in this document. If the project is from a private applicant, the lead agency is authorized to accept the FEIS. If the project is public, the Governor or Mayor is the accepting authority. Only after the EIS is accepted, may the project be implemented.

EIS Acceptance Notice

If the accepting authority accepts a Final Environmental Impact Statement, a separate EIS Acceptance Notice will be published in this Bulletin. The public has 60 days from the date of first notice of acceptance to sue in court to challenge the acceptance of an EIS.

NEPA

National Environmental Policy Act (NEPA) is the law that requires federal projects to prepare an EIS. It is similar to Hawaii's law. Some projects require both a state and federal EIS and the public comment procedure should be coordinated. Although not required by law, the OEQC publishes NEPA notices in this Bulletin to help keep the public informed of important actions.

Special Management Area Permits

The Special Management Area (SMA) is along the coastlines of all our islands. Most development in this area requires a Special Management Permit (SMP). The Counties regulate development

of this area. On Oahu, the County law requires an EA be prepared to accompany a permit application. This Bulletin posts notice of these SMP applications to encourage public input.

Shoreline Certifications

State law requires that Hawaii shorelines be surveyed and certified when necessary to clearly establish the regulatory building setback (usually 40 feet inland from the shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified prior to construction. This Bulletin publishes notice of both shoreline certification applications and of final certifications or rejections.

Environmental Council

The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published in this Bulletin and the public is invited to attend.

Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are declared exempt from the environmental review process. These lists are reviewed and approved by the Environmental Council. This Bulletin will publish an agency's draft exemption list for public comment prior to Council decision making.

Conservation District Permits

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 (BLNR). Members of the public may intervene in the permit process. Notice of these permit applications is published in this Bulletin.

Table of Contents

MARCH 8, 2002

O'ahu Notices

Draft Environmental Assessments

- (1) Puu O Hulu Community Park Master Plan 4
- (2) Waialua Beach Road Realignment, Sidewalk & Bikepath 4
- (3) Waianae High School Media Center 5

Final Environmental Assessments/ Findings of No Significant Impact (FONSI)

- (4) Kamehameha Highway Drainage Improvements 6

Final Environmental Impact Statements

- (5) Waikiki Beach Walk 6

National Environmental Policy Act

- (6) Sewer Force Main Improvements from Pearl Harbor Naval Complex to Hickam Air Force Base 7
- (7) Pearl Harbor Naval Complex Integrated Natural Resources Management Plan (INRMP) 8

Previously Published Projects Pending Public Comments

- Final Environmental Impact Statements 8

Maui Notices

Final Environmental Impact Statements

- (1) Kihei-Upcountry Maui Highway 9

Lana'i Notices

National Environmental Policy Act

- (1) U.S. Marine Corps Aviation Training in Northwest Lana'i 10

Moloka'i Notices

Previously Published Projects Pending Public Comments

- Draft Environmental Assessments 11

Hawai'i Notices

Final Environmental Assessments/ Findings of No Significant Impacts (FONSI)

- (1) Hawkins Single Family Residence 11

Pacific Area News

- Johnston Atoll Plutonium Cleanup Project 12

Shoreline Notices

- Shoreline Certification Applications 13
- Shoreline Certifications and Rejections 13

Pollution Control Permits

- Department of Health Permits 14

Enforcement Notices

- Summary of Inspection and Enforcement Actions 15
- Formal Enforcement Actions and Settlements Completed by DOH ... 16

Coastal Zone News

- (1) Framework Adjustment to the Pelagic Fisheries Management Plan 16
- (2) Regulatory Adjustment to the Fisheries Management Plan 16
- (3) Offshore Mooring for Temporary Seawater Intake Hose for Solar Sea Salt Manufacturing, Kaunakakai, Molokai 17
- (4) Papaahawahawa Bridge Replacement, Hana, Maui 17
- (5) Purchase Replacement City Buses, Oahu 17
- CZM Advisory Group 17
- Special Management Area (SMA) Minor Permits 18

Federal Notices

- Proposed Critical Habitat for Lana'i 19
- Western Pacific Fishery Management Council; Public Hearings and Meetings 19
- Environmental Impact Statement for Force Transformation of the 2nd Brigade, 25th Infantry Division (Light) Hawai'i 20
- Issuance of Experimental Use Permits for Genetically Modified Corn 21



OEQC intends to make the information in this bulletin accessible to everyone. Individuals that require this material in a different format (such as large type or braille), should contact our office for assistance.

O'ahu Notices

MARCH 8, 2002

Draft Environmental Assessments



(1) Puu O Hulu Community Park Master Plan

District: Waianae
TMK: 8-7-010:021
Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street
Honolulu, Hawaii 96813
Contact: George Coates (527-6642)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Gerald Park Urban Planner (942-7484)
1400 Rycroft Street, Suite 876
Honolulu, Hawaii 96814

Public Comment

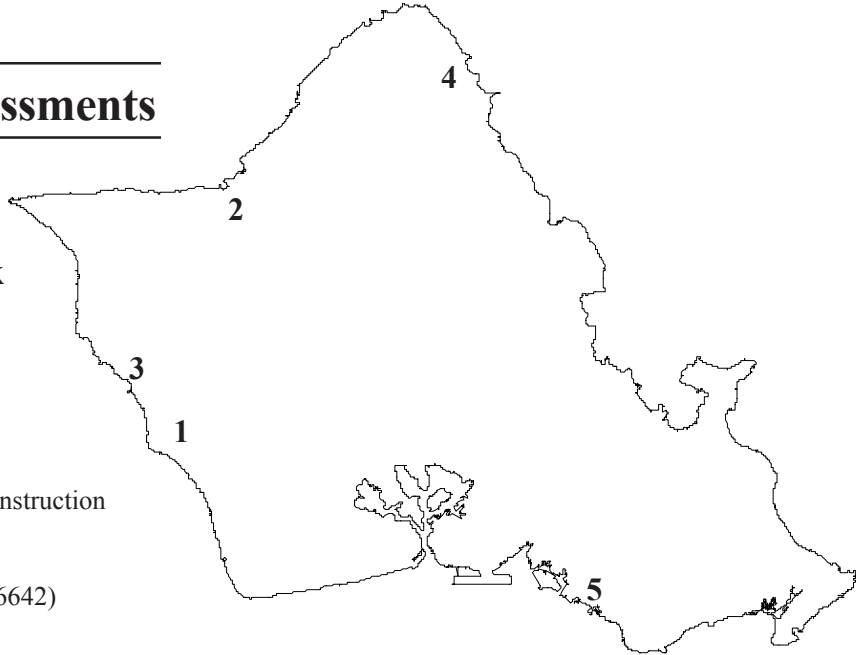
Deadline: April 8, 2002
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

Permits Required: Grubbing, grading and stockpiling;
Building; Excavate Public Right-of-Way;
Variance from pollution controls; NPDES

The Department of Design and Construction, City and County of Honolulu, proposes to construct site improvements at Pu'u O Hulu Community Park located at Maili, Waianae District, City and County of Honolulu.

Recreation and support facilities proposed for the park are based in part on City facility standards for community parks and from input from members of the Maili Kai community. Planned recreation facilities include a regulation softball field, little league baseball field, two soccer fields, skateboard park, a recreation center building, children's play apparatus, two outdoor basketball and a volley ball courts. Ancillary facilities include a walkway around the perimeter of the park for walking and jogging, ADA accessible picnic tables, 78-stall parking lot, and landscaping.

Water and electrical hook-ups will be made to existing systems in Kaukama Road or utility stub-outs to the park. Wastewater from the comfort station will be piped to an existing sewer line just beyond the west end of the park. Permanent drainage structures are not proposed.



The construction cost of all improvements proposed in the Master Plan is estimated at \$3.5 million and will be funded by the City and County of Honolulu.

The project will be built in 4 phases and improvements constructed as funding is made available through the City and County of Honolulu budgeting and capital improvements project process. Phase 1 construction is scheduled to commence in late 2001 and Phase 2 by April 2002.



(2) Waialua Beach Road Realignment, Sidewalk and Bikepath

District: Waialua
TMK: 6-7-001
Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street
Honolulu, Hawaii 96813
Contact: Gregory Sue (527-6304)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Gerald Park Urban Planner (942-7484)
1400 Rycroft Street, Suite 876
Honolulu, Hawaii 96814

Public Comment

Deadline: April 8, 2002

Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the consultant and OEQC.

Permits Required: SMA; Grubbing, Grading and Stock-piling; Building; Excavate Public Right-of-Way; Variance from Pollution Controls

The Department of Design and Construction, City and County of Honolulu, proposes to construct improvements along a section of Waialua Beach Road between Kuoha Street on the west and Kiikii Stream on the east, a distance of approximately 1,850 lineal feet.

The proposed improvements are generally confined to the 30-foot wide shoulder and intersecting public and private driveways and roads. Proposed improvements include constructing: a) new concrete curb ramps and concrete walkways at intersecting roads; b) a multi-use pathway; c) cast in place concrete curb and gutter; d) new bus shelters and concrete stepping pads for bus stops; and e) traffic islands at the intersection of Goodale Avenue and Waialua Beach Road.

Concrete curb ramps and sidewalks will be built adjoining all driveways within the project limits. The concrete walkways will transition into the asphaltic concrete multi-use pathway. The asphaltic concrete pathway will be 10 feet wide with an overall length of approximately 1,180 LF. The pathway is wide enough to accommodate bicyclists and pedestrians and will be ADA accessible.

The intersection of Goodale Avenue and Waialua Beach Road will be reconstructed. Traffic islands will be built to better define traffic movements and to provide for an accessible sidewalk across Goodale Avenue. Between Goodale Avenue and the Kiikii Stream, the two traffic lanes of Waialua Beach Road will be realigned slightly makai of its current location to accommodate sidewalk improvements on the mauka side of the road.

Two construction phases are proposed. Phase I construction would install all planned improvements between Goodale Avenue and Kuoha Street. Construction is projected to commence in 2002 and should be completed before the end of the year. Phase II construction will be contingent on the availability of funds.

The estimated construction cost for Phase I is approximately \$300,000; Phase II construction is estimated at \$700,000.



(3) Waianae High School Media Center

District: Waianae
TMK: 8-5-02: 018; 8-5-15: 001
Applicant: Department of Accounting and General Services
1151 Punchbowl Street, Room 430
Honolulu, Hawaii 96813
Contact: Ralph Morita (586-0486)

Approving Agency/Accepting

Authority: Same as above.
Consultant: SSFM International, Inc.
501 Sumner Street, Suite 502
Honolulu, Hawaii 96817
Contact: Leo Asuncion (531-1308)

Public Comment

Deadline: April 8, 2002
Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the consultant and OEQC.

Permits

Required: SMA, Building/Grading

The State Department of Accounting and General Services, on behalf of the Department of Education, proposes to construct a new Media Center building on the Waianae High School campus. The school site is located along Farrington Highway in the Waianae District of the island of Oahu. The project site is located in the northwestern portion of the campus. The Department of Education intends to develop the site by constructing a single-story building with approximately 3,500 square feet of space. Currently, media production courses (e.g., yearbook, newspaper, video production, radio and television broadcasting) are held in various classrooms throughout the campus. Upon completion of construction, this new Media Center building will be used to provide classroom space, and to consolidate a majority of the media production courses into a single building.

O'ahu Notices

MARCH 8, 2002

Final Environmental Assessments/ Findings of No Significant Impact (FONSI)



(4) Kamehameha Highway Drainage Improvements

District: Koolauloa
TMK: 5-6-02: portions 1, 17, 21, 25; 5-6-05: por. 09; 5-6-06: por. 54
Applicant: State Department of Transportation
Highways Division
601 Kamokila Boulevard
Kapolei, Hawaii 96707
Contact: Scot Urada (692-7553)
Approving Agency/Accepting Authority: Same as above.
Consultant: R.M. Towill Corporation
420 Waiakamilo Road, Suite 411
Honolulu, Hawaii 96817
Contact: Brian Takeda (842-1133)
Status: FEA/FONSI issued, project may proceed.
Permits Required: Sec. 404, Sec. 401 WQC, CZM, SCAP, NPDES, National Historic Preservation, SMA

The State Department of Transportation, Highways Division (DOT-H), proposes to construct box culverts and a replacement bridge along Kamehameha Highway in Kahuku, Oahu. The purpose of the project is to alleviate overtopping of Kamehameha Highway at an area known as Hospital Ditch, immediately fronting the Kahuku Hospital, and at Kii Bridge. Box culverts will be constructed at Hospital Ditch and a replacement bridge with drainage improvements will be constructed at Kii Bridge. The box culverts proposed for Hospital Ditch will also help to reduce the incidence of ponding and improve accessibility and safety within the Kahuku area during heavy rainfall events.

The proposed project will require the evaluation of existing land uses and environmental conditions to determine the overall impact of construction activities to the surrounding area and community. All project activities will be assessed for compliance with State and County policies and land use plans.

The project is planned as a design-build contract. Construction is estimated to occur in the 4th quarter of 2002 or in the 1st quarter of 2003. DOT is utilizing funds from several sources including City and County of Honolulu Vision funds, State Highway funds, Federal Housing and Urban Development (HUD) funds, and Federal Highway Administration (FHWA) funds.

Final Environmental Impact Statements



(5) Waikiki Beach Walk

District: Honolulu
TMK: 2-6-002: 015, 016; 2-6-003: 001-004, 006-012, 021, 032, 034, 035, 039, 052, 056 (por.), 057; 2-6-004: 010
Applicant: Outrigger Enterprises, Inc.
2375 Kuhio Avenue
Honolulu, Hawaii 96815
Contact: Eric Masutomi (921-6657)
Approving Agency/Accepting Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street, 7th Floor
Honolulu, Hawaii 96813
Contact: Ardis Shaw-Kim (527-5349)
Consultant: Group 70 International, Inc.
925 Bethel Street, 5th Floor
Honolulu, Hawaii 96813
Contact: Ralph Portmore (523-5866)
Status: FEIS accepted by the Department of Planning & Permitting, City & County of Honolulu on February 25, 2002.
Permits Required: SMA, PD-R, Grading, Building

The applicant, Outrigger Enterprises, Inc. proposes to redevelop a 7.7-acre area at the northwest end of Waikiki. This two-phase project will renovate four existing hotels, demolish six hotels and redevelop the latter to include a new entertainment/retail/meeting complex, a new hotel, and reconfigured and renovated areas that will be open to the public.

Phase I of the project involves the redevelopment and renovation of the Ohana Waikiki Village, Ohana Waikiki Tower, and Ohana Reef Towers and replacement of the Edgewater Lanais, Coral Seas and Edgewater hotels with a new multi-level entertainment/retail space.

Phase II will focus on redevelopment of the properties between Saratoga Road and Beach Walk. A new 27 story, 350 foot-high hotel tower with approximately 890 rooms will be constructed at the current location of the Royal Islander, Reef Lanais and Malihini (These hotels will be demolished.)

On-site parking will be provided below grade in the existing and new facilities. Retained facilities will undergo renovation and reconfiguration. Under this plan an underground parking area will stretch between Beach Walk and Lewers Street from Kalakawa Avenue to Kalia Road. Off-site parking will be provided within the existing Fort DeRussey surface parking lot at Saratoga Road and Kalia Road.

Five properties within the project site are owned entirely or in part by individuals other than the applicant. Outrigger Enterprises, Inc. proposes to acquire the fee interest in these properties through a condemnation action to be undertaken by the City. Helumoa Road will be acquired from the City.

Construction of Phase I is scheduled to begin in 2003 and expected to last 15 to 18 months. Phase II construction is planned to commence in 2006.

National Environmental Policy Act



(6) Sewer Force Main Improvements from Pearl Harbor Naval Complex to Hickam Air Force Base

District: Honolulu
TMK: 9-9-01:13 & 14
Applicant: Commander, Navy Region Hawaii (N465)
517 Russell Avenue, Suite 110
Pearl Harbor, Hawaii 96860-4884
Contact: Lisa Chan (471-1171 x 229)

Approving Agency/Accepting

Authority: Commander-in-Chief, U.S. Pacific Fleet (N465)
250 Makalapa Drive
Pearl Harbor, Hawaii 96860-3131
Contact: Karen Verkennes (474-7045)

Consultant: Belt Collins Hawaii Ltd.
680 Ala Moana Boulevard, First Floor
Honolulu Hawaii 96813
Contact: Arlette St. Romain (521-5361)

Pursuant to Council on Environmental Quality regulations (40 CFR §§ 1500-1508) implementing the procedural provisions National Environmental Policy Act, the Department of the Navy (DON) gives notice that an Environmental Assessment (EA) has been prepared and an Environmental Impact Statement (EIS) is not required for the proposed construction of sewer force main improvements from the main Pearl Harbor Naval Complex (PHNC) sewage pump station SY-001 to the Wastewater Treatment Plant (WWTP) at Fort Kamehameha, in Hickam Air Force Base (HAFB), Oahu, Hawaii.

The proposed action is to construct a new parallel sewer force main using open trench and horizontal direct drilling and reline approximately 8,430 feet (2,570 meters) of existing sewer force main from the main PHNC sewage pump station SY-001 to the WWTP at Fort Kamehameha in HAFB.

Potential environmental impacts of the proposed action associated with air quality; geology, topography and soils; ground and surface water and sediments; terrestrial flora and fauna; marine biota; threatened and endangered species; wetlands; cultural resources; infrastructure; roads and traffic; socioeconomics; landuse; flood hazards; noise, recreation; petroleum products and hazardous materials; and airport operations were analyzed.

Based on information gathered during preparation of the EA, the DON finds that implementation of the proposed action would not have a significant impact on the quality of the human or natural environment or generate significant controversy.

The FONSI and EA addressing this proposed action may be obtained from: Commander, Pacific Division, Naval Facilities Engineering Command, 258 Makalapa Drive, Suite 100, Pearl Harbor, Hawaii 96860-3134 (Attn: Mr. Mel Ramos, PLN231MR) telephone (808) 474-5720. A limited number of copies of the EA are available to fill single-copy requests.

O'ahu Notices

MARCH 8, 2002



(7) Pearl Harbor Naval Complex Integrated Natural Resources Management Plan (INRMP)

District: Honolulu
Applicant: Pacific Division, Naval Facilities Engineering Command (PACDIV)
258 Makalapa Drive, Suite 100
Pearl Harbor, Hawaii 96860-3134 Contact: Cory Waki (PLN231CW) 471-2801

Approving Agency/Accepting

Authority: Dept. of the Navy, Commander in Chief
U.S. Pacific Fleet
250 Makalapa Drive
Pearl Harbor, Hawaii 96860-3131
Contact: Karen Verkennes (474-0745)

Consultant: Helber Hastert & Fee Planners
733 Bishop Street, Suite 2590
Honolulu, Hawaii 96813
Contact: Tom Fee (545-2055)

Pursuant to the Council on Environmental Quality regulations (40 CFR Parts 1500-1508) implementing the procedural provisions of the National Environmental Policy Act (NEPA), the Department of the Navy (DON) gives notice that an Environmental Assessment (EA) has been prepared and an Environmental Impact Statement is not required for the proposed implementation of an Integrated Natural Resource Management Plan (INRMP) for the Pearl Harbor Naval Complex ("Complex").

The proposed action is to modify the existing Natural Resources Management Plan (NRMP) for the Complex and to develop and implement an INRMP consistent with the military use of the property and the goals and objectives established by the Sikes Act Improvement Act (SAIA). The goal of the proposed action is to implement an ecosystem-based conservation program that provides for conservation and rehabilitation of natural resources in a manner that is consistent with the military mission; integrates and coordinates all natural resources management activities; and provides for sustainable multipurpose use of natural resources.

The INRMP covers all harbor waters and lands under the control of Naval Station (NAVSTA), Public Works Center (PWC), and Fleet and Industrial Supply Center (FISC) Pearl

Harbor, which together comprise the Pearl Harbor Naval Complex. Specific real estate parcels include: waters, intertidal waters and lower stream reaches of Pearl Harbor; Pearl City Peninsula; Waiawa Watershed; Red Hill Fuel Storage Area; Makalapa Crater; Ford Island; and the Pearl Harbor Main Base area controlled by NAVSTA.

Potential environmental impacts of the proposed action associated with topography, soils, geology, wetlands, terrestrial resources, marine environment, cultural resources, socio-economic environment, and operationally constrained areas were analyzed. Based on this analysis, the proposed action will not result in significant adverse impacts.

Based on information gathered during preparation of the EA, DON finds that implementation of the proposed action would not have a significant impact on the quality of the human or natural environment or generate significant controversy.

The FONSI and EA addressing this proposed action may be obtained from: Commander, Pacific Division, Naval Facilities Engineering Command, 258 Makalapa Drive, Suite 100, Pearl Harbor, Hawaii 96860-3134 (Attention: Mr. Cory Waki, PLN231CW), telephone (808) 471-9338. A limited number of copies of the EA are available to fill single copy requests.

Previously Published Projects Pending Public Comments

Final Environmental Impact Statements

'Iwilei Elderly Residential Complex

Applicant: Housing and Community Development Corporation of Hawai'i
677 Queen Street, Suite 300
Honolulu, Hawai'i 96813
Contact: Ron Hedani (587-0550)

Approving Agency/Accepting

Authority: Governor, State of Hawai'i
c/o Office of Environmental Quality Control
235 South Beretania Street, Suite 702
Honolulu, Hawai'i 96813

Status: FEIS currently being reviewed by OEQC.



Final Environmental Impact Statements



(1) Kihei-Upcountry Maui Highway

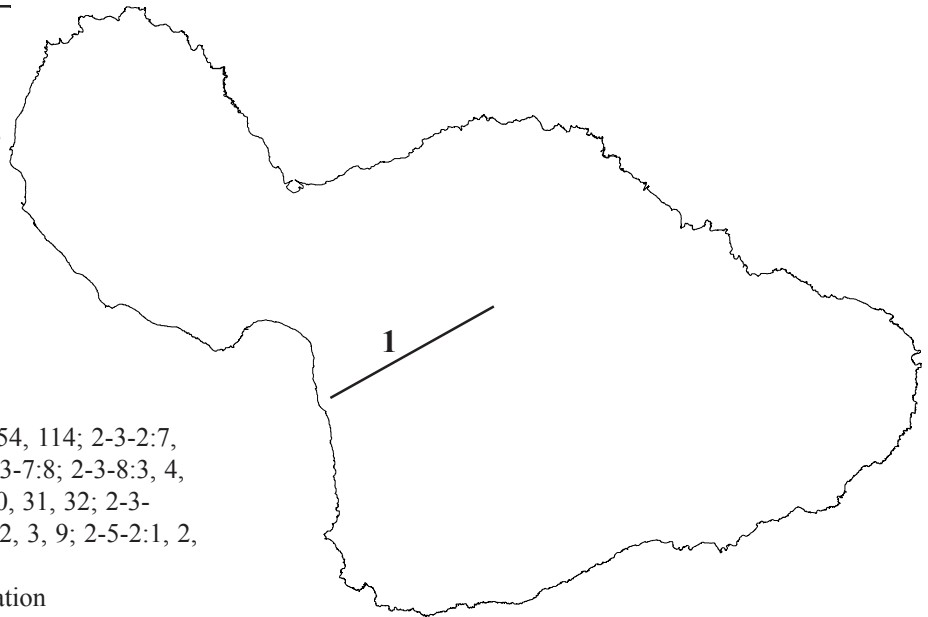
District: Makawao
TMK: 2-2-2:1, 3, 4, 15, 16, 17, 54, 114; 2-3-2:7, 8, 16, 17, 18, 75, 113;; 2-3-7:8; 2-3-8:3, 4, 5, 28; 2-3-9:15, 28, 29, 30, 31, 32; 2-3-11:1; 2-3-32:16; 2-5-1:1, 2, 3, 9; 2-5-2:1, 2, 5; 3-9-1:16

Applicants: Department of Transportation
Highways Division
869 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Ronald Tsuzuki (587-1830)
and
U.S. Department of Transportation
Federal Highways Administration
300 Ala Moana Boulevard
Honolulu, Hawaii 96850
Contact: Abraham Wong (541-2700)

Approving Agency/Accepting Authority: Governor, State of Hawaii
c/o Office of Environmental Quality Control
235 South Beretania Street, Suite 702
Honolulu, Hawaii 96813

Status: FEIS currently being reviewed by OEQC.
Permits Required: Sec. 404; NPDES; WQC; CZM consistency; grading, grubbing, stockpiling & excavation; excavation of highway

The State of Hawaii Department of Transportation and Federal Highway Administration have completed a Final Environmental Impact Statement for the Kihei-Upcountry Maui Highway project. This proposed two-lane limited access highway would directly link Kihei-Makena and Upcountry Maui by connecting Piilani Highway at its intersection with Kaonoulu Street with Haleakala Highway at its intersection with Haliimaile Road. This alignment, which was identified as the preferred alternative among eight alternative alignments, will traverse lands used for cattle grazing and sugar-cane and pineapple cultivation.



The eight alternatives considered for Kihei-Upcountry Maui Highway combine all possible combinations of two Kihei and four Upcountry terminus options. The Kihei termini are named K1 and K2, and are located at the Piilani Highway / Kaonoulu Street intersection and the Piilani Highway / Ke Alii Alanui Street intersection, respectively. The Upcountry termini are named U1, U2-A, U2-B and U3, and are located at the Haleakala Highway / Haliimaile Road intersection, at the Haleakala Highway / Pukalani Bypass / Kula Highway ("Five Trees") intersection, on Kula Highway almost a half-a-mile south of the Five Trees intersection, and on Kula Highway just south of Pulehu Gulch, respectively. The names of the alternatives correspond to the terminus names. For example, the preferred alternative is called Alternative U1,K1.

The highway will facilitate transportation between Kihei and Upcountry, thereby addressing growth in regional transportation demand, economic development trends, and coastal evacuation deficiencies. In addition, there is federal interest in the project because the highway will facilitate transportation between defense-related research activities at Science City atop Haleakala Crater and the Maui Research and Technology Park in Kihei. The project will have both beneficial and adverse impacts. Potential impacts include substantial travel time savings, loss of open space and agricultural land, interference with agricultural activities, changes in transportation patterns, and savings in energy consumption.



Lana'i Notices

MONTH DATE, 2001

National Environmental Policy Act



(1) U.S. Marine Corps Aviation Training in Northwest Lana'i

District: Lana'i
TMK: 4-9-02-1
Applicant: Marine Corps Base Hawai'i
Environmental Department
Box 63002
Kane'ohe Bay, Hawai'i 96863-3062
Contact: Ron Yamada (257-6920 x 224)

Approving Agency/Accepting Authority: Commanding General
Marine Corps Base Hawai'i
Box 63002
Kane'ohe Bay, Hawai'i 96863-3062
Contact: Ron Yamada (257-6920 x 224)

Consultant: Belt Collins Hawaii Ltd.
680 Ala Moana Boulevard, First Floor
Honolulu Hawaii 96813
Contact: Sue Sakai (521-5361)

Pursuant to Council on Environmental Quality regulations (40 CFR §§ 1500-1508) implementing the procedural provisions National Environmental Policy Act, the Department of the Navy gives notice that an Environmental Assessment (EA) has been prepared and an Environmental Impact Statement is not required for the proposed for the proposed U.S. Marine Corps Aviation Training in Northwest Lanai, Hawaii.

The proposed action will allow the Marine Corps to conduct night helicopter low-altitude terrain flight (TERF) and confined area-landing (CAL) training in Northwest Lanai. TERF training consists of maintaining a constant low-altitude (15 to 60 meters) flight path following the contours of the terrain using night-vision goggles. CAL training involves two to four aircraft landing at brief intervals at pre-selected landing zones (LZs), simulating the insertion and extraction of ground forces.

The Marine Corps analyzed three alternatives to the proposed action: 1) Establish TERF and CAL training areas elsewhere in Hawaii; 2) Intensify aviation training at established training areas; 3) Conduct TERF only and not initiate CAL on Lana'i. The No Action alternative was also evaluated.

Potential environmental impacts of the proposed action associated with topography, soil and groundwater; air quality; noise; landscape and scenic resources; flora and fauna; marine resources; historic and cultural resources; socioeconomic; community issues; cumulative and land-use policies were analyzed. Based on information gathered during preparation of the EA, the U. S. Marine Corps finds that the proposed U.S. Marine Corps aviation training in Northwest Lanai, Hawaii will not significantly impact the environment.

The FONSI and EA addressing this proposed action may be obtained from: Commander, Pacific Division, Naval Facilities Engineering Command, 258 Makalapa Drive, Suite 100, Pearl Harbor, Hawaii 96860-3134 (Attention: Mr. Mel Ramos, PLN231MR) telephone (808) 474-5720. A limited number of copies of the EA are available to fill single-copy requests.



Previously Published Projects Pending Public Comments

Approving Agency/Accepting Authority: Same as above.
Public Comment Deadline: March 25, 2002

Draft Environmental Assessments

Moloka'i Water System, Phase IV

Applicant: Department of Hawaiian Home Lands
P.O. Box 1879
Honolulu, Hawai'i 96805
Contact: Patrick Young (586-3840)

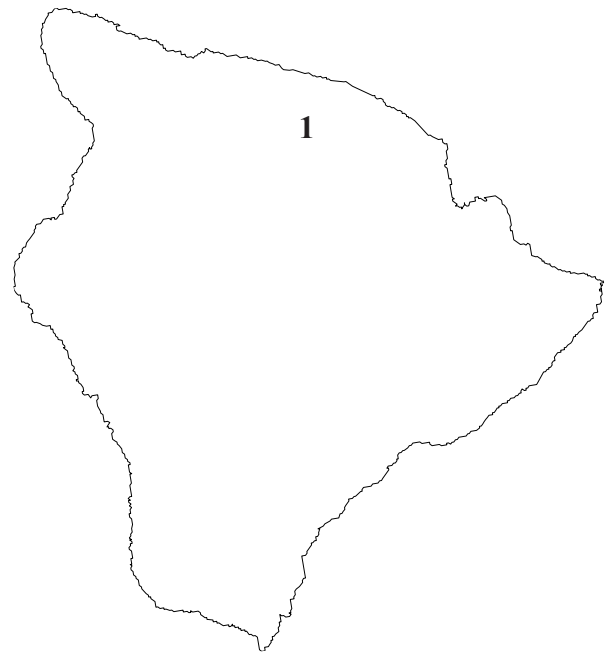


Final Environmental Assessments/ Findings of No Significant Impacts (FONSI)



(1) Hawkins Single Family Residence

District: North Hilo
TMK: 3-2-04:45
Applicant: Steven & Gale Hawkins (962-6920)
P.O. Box 344
Laupahoehoe, Hawaii 96764
Approving Agency/Accepting Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawaii 96809
Contact: Masa Alkire (587-0385)
Status: FEA/FONSI issued, project may proceed.
Permits Required: CDUP, Building



Construction of the house will be on a small scale, and the structure will be only 750 square feet plus a covered lanai.

The applicants propose to build a small, single family residence with catchment system and driveway and yard on 6.8 acres one mile mauka of Ninole, North Hilo, Hawaii. The parcel is within the general conservation subzone and is currently covered by uluhe and waiawi trees.



Pacific Area News

MARCH 8, 2002

Public Notice Johnston Atoll Plutonium Cleanup Project

The Defense Threat Reduction Agency (DTRA) is soliciting public comment on its draft final corrective measures study/feasibility study and preferred option for the disposition of radioactive coral, metal and concrete debris located at Johnston Atoll. In March, agency representatives will meet with the public on Kaua'i, Maui, Hawai'i, and O'ahu to discuss the status of the cleanup, the various options considered for the disposition of the radioactive material, and DTRA's preferred option.

DTRA will host four public meetings preceded by informal public availability sessions. The schedule is:

- March 13, Lihu'e Public Library, 4344 Hardy Street, Lihu'e, Hawai'i
 - 5-6 p.m., public availability session
 - 6-8 p.m., public meeting
- March 15, Kahului Community Center, 275 Uhu Street, Kahului, Hawai'i
 - 5-6 p.m., public availability session
 - 6-8 p.m., public meeting
- March 18, Pu'ueo Community Center, 145 Wainaku Avenue, Hilo, Hawai'i
 - 5-6 p.m., public availability session
 - 6-8 p.m., public meeting
- March 20, Washington Middle School, 1633 S. King Street, Honolulu, Hawai'i
 - 5-7 p.m., public availability session
 - 7-9 p.m., public meeting

DTRA representatives will answer questions and accept oral and written comments for the record at all locations. Members of the public who wish to speak at the meetings may register at the door. Comments will be recorded. They will become part of the public record for this cleanup effort along with recorded comments from the public availability sessions and written comments.

The draft final corrective measures study/feasibility study has been distributed to various Federal agencies, special interest groups, and individuals who previously requested copies, and it is available for public review at the following libraries and facilities:

- Hawai'i State Library, Hawai'i Documents Center, 478 S. King Street, Honolulu, Hawai'i 96813
- University of Hawai'i, Hamilton Library, 2550 The Mall, Honolulu, Hawai'i 96822
- Kaimuki Public Library, 1041 Koko Head Avenue, Honolulu, Hawai'i 96816
- Salt Lake-Moanalua Public Library, 3225 Salt Lake Boulevard, Honolulu, Hawai'i 96818
- Kane'ohe Public Library, 45-829 Kamehameha Highway, Kane'ohe, Hawai'i 96744
- Pearl City Public Library, 1138 Waimano Home Road, Pearl City, Hawai'i 96782
- Wailuku Public Library, 251 High Street, Wailuku, Hawai'i 96793
- Kahului Community Center, 275 Uhu Street, Kahului, Hawai'i 96732
- Lihu'e Public Library, 4344 Hardy Street, Lihue, Hawai'i 96766
- Hilo Public Library, 300 Waianuenue Street, Hilo, Hawai'i 96720
- Pu'ueo Community Center, 145 Wainaku Avenue, Hilo, Hawai'i 96720
- Kailua-Kona Public Library, 75-138 Hualalai Road, Kailua-Kona, Hawai'i 96740

The draft final corrective measures study/feasibility study is also posted on the DTRA web site at www.dtra.mil in the news and information section. For more information please call DTRA toll-free at 1-800-701-5096.

The administrative record for this cleanup effort can be reviewed at the following location during normal business hours: U.S. Environmental Protection Agency, Region IX, Pacific Islands Contact Office, 300 Ala Moana Boulevard, Room 5-152, Honolulu, Hawai'i 96850, Contact: Vicky Tshako, Telephone: (808) 541-2710

The public comment period ends April 19, 2002. Please send any comments postmarked no later than April 19 to the Defense Threat Reduction Agency, Public Comments, ATTN: ALEKG, 1680 Texas Street SE, Kirtland Air Force Base, New Mexico 87117-5669. Comments may also be sent via facsimile to (505) 853-1793 or electronically to ALEKG@ao.dtra.mil. Replies will be incorporated in the final decision document.

Shoreline Notices

MARCH 8, 2002

Shoreline Certification Applications

Pursuant to § 13-222-12, HAR the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and at Room 220, 1151 Punchbowl St., Honolulu, Oahu (Tel: 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, HI 96813 and postmarked no later than fifteen (15) calendar days from the date of the public notice of the application. If there are any questions, please call Nick Vaccaro at 587-0438.

Case No.	Date Received	Location	Applicant	Tax Map Key
OA-865	2/14/02	New Waikiki Aquarium Site, Governor Executive Order 1817 Land situated at Kaneloa, Waikiki, Honolulu, Island of Oahu, Hawaii Address: 2777 Kalakaua Avenue Purpose: Walkway Improvements	Walter P Thompson, Inc., for State of Hawaii	3-1-31: 06
OA-087-2	2/20/02	Lot 28 of Land Court Application 505, land situated at Kailua, Koolaupoko, Island of Oahu, Hawaii Address: 974 Mokulua Drive Purpose: Determine Accretion	Walter P. Thompson, Inc., for Carolyn Kawanakoa	4-3-07: 066
OA-866	2/22/02	Lot 67 Land Court Application 772 and Lot 67-A, land situated at Laie, Koolauloa, Island of Oahu, Hawaii Address: 55-601 Kamehameha Hwy Purpose: Building Permit	Walter P. Thompson, Inc., for Robert Pang	5-5-03: 42

Shoreline Certifications and Rejections

Pursuant to §13-222-26, HAR the following shorelines have been certified or rejected by the DLNR. A person may appeal a certification or rejection to the BLNR, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813, by requesting in writing a contested case hearing no later than twenty (20) calendar days from the date of public notice of certification or rejection.

Case No.	Date Received	Location	Applicant	Tax Map Key
OA-791-2	2/25/02 Certified	Waiau Power Plant at Waiau and Waimano, Ewa, Island of Oahu, Hawaii Address: Waiau Power Plant Purpose: Permit to repair facilities	ControlPoint Surveying, Inc., for Hawaii Electric Company, Inc.	9-7-18: 012 9-8- 03: 001 and 9-8- 04: 002
OA-459-2	2/25/02 Certified	Lot 283 of Land Court Application 1052, as shown on Map 7, land situated at Makaha, Waianae, Island of Oahu, Hawaii Address: 84-319 Makau Street Purpose: Building Permit	Wesley T. Tengan, for Kazuki and Tokiko Tsutsumi	8-4-09: 08
OA-861	2/25/02 Certified	Lot 46 Land Court Application 23, land situated at Kaipapau, Koolauloa, Island of Oahu, Hawaii Address: 54-001 Pipilani Place Purpose: Sale of the property	Walter P. Thompson, Inc., for David Itano	5-4-11: 13
KA-134-2	2/25/02 Certified	Lot 5, Nani O Kalihikai, being a portion of Land Commission Award 7585, Apana 1 to Kalihikai, land situated at Kalihikai, Hanalei, Island of Kauai, Hawaii Address: Vacant Purpose: Building Permit	Esaki Surveying and Mapping, Inc., for Jurika 1989 Family Trust	5-3-04: 36
OA-664-2	2/25/02 Certified	Lot 26 and portion lot 26-A, being a portion of Kahala Subdivision, land situated at Kahala, Honolulu, Island of Oahu, Hawaii Address: 4415 Kahala Avenue Purpose: Building Permit	Walter P. Thompson, Inc., for Morita Company	3-5-03: 10

Pollution Control Permits

MARCH 8, 2002

Department of Health Permits

The following is a list of some pollution control permits currently being reviewed by the State Department of Health. For more information about any of the listed permits, please contact the appropriate branch or office of the Environmental Management Division at 919 Ala Moana Boulevard, Honolulu.

Clean Air Branch / Clean Water Branch

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Covered Source Permit	Tesoro Hawaii Corporation CSP 0089-01-C (Amendment)	Maui Terminal, 140-A Hobron Ave., Kahului, Maui	Issued: 1/28/02	Existing petroleum storage tank no. 1
Clean Air Branch, 586-4200, Noncovered Source Permit	Maui Blocks, Inc. NSP 0372-01-N (Renewal)	Pulehunui Quarry, Puunene, Maui	Issued: 2/1/02	29.4 TPH Concrete Block Plant
Clean Air Branch, 586-4200, Covered Source Permit	Kauai Power Partners, L.P. CSP 0452-01-C (Amendment)	TMK 3-8-03 Par 1, Field 390, Lihue, Kauai	Issued: 2/6/02	One 27 MW Combustion Turbine Generator with Heat Recovery Steam Generator, and One 600 kW Blackstart Diesel Engine Generator
Clean Air Branch, 586-4200, Temporary Noncovered Source Permit	Castle & Cooke Resorts, LLC NSP 0512-01-NT	Various Temporary Sites, State of Hawaii Initial Location: Manele Bay Area, Lanai City, Lanai	Issued: 2/11/02	150 TPH Mobile Crusher
Clean Air Branch, 586-4200, Covered Source Permit	Chevron Products Company CSP 0080-01-C	Port Allen Marketing Terminal, Port Allen Road, Eleele, Kauai	Comments Due: 3/27/02	Petroleum Storage Tanks and Two (2) Top Loading Load Racks
Clean Air Branch, 586-4200, Temporary Covered Source Permit	Hawaiian Dredging Construction Company CSP 0508-01-CT	Various Temporary Sites, State of Hawaii Initial Location: Hawaiian Cement Quarry, Aiea, Oahu	Issued: 2/25/02	638 TPH Mobile Crushing Plant with 300 Hp Diesel Engine
Clean Air Branch 586-4200, Covered Source Permit	Hawaiian Electric Company CSP 0240-01-C	Kahe Generating Station 89-900 Farrington Hwy. Waianae, Oahu	Comments Due: 3/13/02	Six Boilers and Two Black Start Diesel Engine Generators
Clean Water Branch, 586-4309, Water Quality Certification	U.S. Navy Region Hawaii W QC 0000533	Southern Shoreline of Ford Island, Pearl Harbor, Oahu	Comments Due: 3/20/02	Repair existing Wharf S373

Safe Drinking Water Branch

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	Highways Division, Dept. of Transportation, State of Hawaii UH-2165	Mamalahoa Hwy. Misc. Drainage Improvements; TMK 8-5-03 & 8-6-04, Ho'okena, S. Kona	tba	Construction of 2 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners UH-2056	White Sands Village 77-6469 Ali'i Drive, Kailua-Kona	n/a	Abandonment of 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Hawaii Health Systems Corporation UH-1386	Kona Community Hospital Kaukapila St., Kealahou, N. Kona	n/a	Permit renewal of 3 standby injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Hawaii Health Systems Corporation UH-1419	Ka'u Hospital One Kamani St., Pahala, Ka'u	n/a	Permit renewal of 4 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Attractions Hawaii UO-2037	Sea Life Park Hawaii 1987 Restroom Cesspool 41-202 Kalaniana'ole Hwy., Ste. 7, Waimanalo	n/a	Permit renewal of one injection well for sewage disposal.

Enforcement Notices

MARCH 8, 2002

Summary of Inspection and Enforcement Actions

The table below shows a tally of the number of inspections and responses conducted by DOH pollution control program personnel during the period from October through December 2001. Additionally, formal and informal enforcement actions, and the settlements that arise out of those actions, are counted as well. Inspections and enforcement actions are split up by program area. For more information, please contact Maile Sakamoto at the DOH Environmental Planning Office at 586-4337.

	Inspections/ Responses	Informal Actions ¹	Formal Actions ²	Formal Actions Concluded	Formal Actions Pending	Fines Originally Issued	Fines Settled	Fines Collected	Other Penalties Assessed	Other Penalties Completed
	October- December 2001	October- December 2001	October- December 2001	October- December 2001	Total as of December, 2001	Total \$ as of December, 2001	Total \$ as of December, 2001	Total \$ as of December, 2001	Total as of December, 2001	Total as of December, 2001
Clean Air Branch										
Fugitive Dust	129	6	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Noncovered Sources	29	9	0	3	2	\$0.00	\$38,500.00	\$40,150.00	0	0
Covered Sources	61	18	0	1	0	\$0.00	\$1,500.00	\$1,500.00		
Agricultural Burning	79	1	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Open Burning	45	3	0	0	1	\$0.00	\$0.00	\$0.00	0	0
Others	90	0	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Solid & Hazardous Waste Branch										
Underground Storage Tanks	46	9	0	0	0	\$84,750.00	\$59,100.00	\$52,350.00	0	0
Hazardous Waste	25	6	1	0	6	\$10,000.00	\$0.00	\$0.00	0	1
Solid Waste	72	17	0	1	3	\$0.00	\$0.00	\$250.00	0	0
Clean Water Branch										
Permitted Discharges (NPDES)	22	7	0	0	2	\$0.00	\$0.00	\$0.00	0	0
Non-permitted Discharges	51	66	1	4	3	\$5,394.00	\$42,649.00	\$42,649.00	0	1
Water Quality Certifications	0	0	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Wastewater Branch										
Wastewater Treatment Plants	2	1	0	0	3	\$0.00	\$36,000.00	\$36,000.00	0	0
Individual Wastewater Systems	14	4	0	0	8	\$0.00	\$0.00	\$0.00	0	0
Animal Waste	2	1	1	0	1	\$335,366.00	\$0.00	\$0.00	0	0
Other	12	0	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Safe Drinking Water Branch										
Public Water Systems	2	5	1	0	4	\$0.00	\$150,000.00	\$150,000.00	0	0
Wells - Underground Injection Control	6	7	0	1	1	\$51,900.00	\$11,400.00	\$10,125.00	0	0
Hazard Evaluation & Emergency Response										
Oil Spills	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Hazardous Waste Releases	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Noise, Radiation, & Indoor Air Quality Branch										
	0	0	0	0	0	\$0.00	\$0.00	\$0.00	0	0

¹ Informal actions generally cover less serious issues such as small infractions by individuals, or violations of permit technicalities which do not directly impact environmental quality. Specifically, informal actions are informal letters warning a person or entity that they are violating environmental laws, and normally requiring corrective action by a specified deadline. Field citations are also included in this category.

² Formal actions generally cover any serious violation and repeat or continued violations of permit technicalities. Unsuccessful informal actions lead to formal actions. Specifically, formal actions are administrative "contested case" proceedings which typically include a formal notice of violation and an order. Orders often require corrective action, reports, and payment of a penalty. Administrative "trials" may be held.

Enforcement Notices

MARCH 8, 2002

Formal Enforcement Actions and Settlements Completed by DOH

Notices of violation issued from October through December 2001 are summarized below. The summaries do not constitute exact descriptions of the violations. For complete and accurate descriptions, please contact DOH at 586-4337 for copies of the violation notices.

Wastewater Branch

A First Supplemental Notice and Finding of Violation was served to **Eco-Feed Inc.**, on November 19, 2001. This was a supplement to the original notice that was served on

July 18, 2001 for violations with respect to wastewater spills, overflows, discharges, harborage of vectors, and foul or noxious odors from unapproved and unauthorized wastewater systems, in addition to submitting wastewater system plans and an animal waste management plan. An order was given to take corrective actions and to pay a penalty of \$335,366.00.

Hazardous Waste Branch

A Complaint, Order, and Notice of Right to Request a Hearing was served to **Young Brothers, Limited** on November 28, 2001 for transporting used oil without a permit. Compliance was ordered and a penalty of \$10,000.00 was assessed.

Coastal Zone News

Federal Consistency Reviews

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 & Molokai: 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 and can be mailed to: David W. Blane, Director, Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawaii 96804. Or, fax comments to the Hawaii CZM Program at 587-2899.

(1) Framework Adjustment to the Pelagic Fisheries Management Plan

Federal Agency Action: Western Pacific Regional Fishery Management Council
Contact: Kitty Simonds, 522-8220

Location: Northern Pacific Ocean - equator to 15° North latitude & from 145° West longitude to 180° longitude

CZM Contact: John Nakagawa, 587-2878

Proposed Action:

Implement a complete ban on targeting of swordfish anywhere in the Pacific Ocean north of the equator, and a time/area closure for vessels targeting tunas during April and May each year, extending from the equator to 15° north latitude and from 145° west longitude to 180° longitude, by all longline fisheries under Council jurisdiction. The ban on swordfish targeting contains gear specifications to ensure that the longline gear is set deep to target tunas and not swordfish, and a ban on the use of lightsticks. The regulations also require line-clippers to free hooked turtles that cannot be retrieved, dip-nets to retrieve hooked turtles where feasible, and wire cutters to cut hooks and remove them if embedded in turtles. The proposed regulations are meant to reduce the likelihood of jeopardy to populations of eastern Pacific green turtles, leatherback turtles and loggerhead turtles.

Comments Due: March 22, 2002

(2) Regulatory Adjustment to the Fisheries Management Plan

Federal Agency Action: Western Pacific Regional Fishery Management Council
Contact: Kitty Simonds, 522-8220

Location: Exclusive Economic Zone (EEZ) around the Northwestern Hawaiian Islands (NWHI)

CZM Contact: Debra Tom, 587-2840

Proposed Action:

Adjustment of the Fishery Management Plan for Bottomfish and Seamount Groundfish Fisheries of the Western Pacific Region to establish an equitable mechanism to achieve and maintain the long-term target level for participation in the Mau Zone limited access fishery in the HWHI. The adjustment include a process by which permits can be issued to new entrants should the total number of participant in Mau Zone fall be low the Council's established target level of ten. This regulatory adjustment will also establish a fee system for Hoomalu Zone Permits, as in the Mau Zone Program, to cover administrative costs. Under this adjustment, all of the existing provisions of the limited access permit programs, including non-trasferable permits and the "use it or lose it" requirement, will be maintained.

Comments Due: March 22, 2002

(3) Offshore Mooring for Temporary Seawater Intake Hose for Solar Sea Salt Manufacturing, Kaunakakai, Molokai

Federal Action: Department of the Army Permit

Federal Agency: U.S. Army Corps of Engineers, 438-9258

Applicant: Nancy Gove, Hawaii Kai Salts, (808) 553-3461

Location: 200 meters east of Kaunakakai Wharf and 200 meters offshore at 46 Beach Street, Kaunakakai, Molokai

CZM Contact: John Nakagawa, 587-2878

Proposed Action:

Install a mooring 200 meters offshore to secure a seawater intake hose on a temporary periodic basis, about 2 hours/once per month. The mooring will consist of a 12-inch buoy, 6-foot chain, and 100 pound concrete anchor block. The hose will be used to retrieve seawater for the manufacture of solar evaporated sea salt and will be brought back to shore after each use.

Comments Due: March 22, 2002

(4) Papaahawahawa Bridge Replacement, Hana, Maui

Federal Action: Department of the Army Permit

Federal Agency: U.S. Army Corps of Engineers, 438-9258

Applicant: County of Maui Department of Public Works and Waste Management

Agent: Wilson Okamoto & Associates, Inc.
Contact: Myron Okubo, 946-2277

Location: Piilani Highway at Papaahawahawa Gulch, Hana, Maui

TMK: 1-5-6: 1 & 1-5-7: 1

CZM Contact: John Nakagawa, 587-2878

Proposed Action:

Replace the existing Papaahawahawa Bridge with a new single lane bridge at the same location. The new bridge will be 18 feet wide by 40 feet long. A temporary bypass road will be constructed within Papaahawahawa Gulch to accommodate traffic during construction and will be removed upon completion of the bridge.

Comments Due: March 22, 2002

(5) Purchase Replacement City Buses, Oahu

Federal Assistance: Federal Transit Capital Improvement Grants

Federal Agency: U.S. Department of Transportation, Federal Transit Administration

Applicant: City & County of Honolulu Department of Transportation Services
Contact: Phyllis Kurio, 527-6894

CZM Contact: John Nakagawa, 587-2878

Proposed Action:

Application for two federal grants to purchase 40 new buses to replace those in the City's bus fleet reaching the end of their useful service. The federal grant requests are for \$7,036,000 to purchase 29 and \$2,745,600 to purchase 11 buses.

Comments Due: March 22, 2002

CZM Advisory Group

ORMP Working Group

Date: Wednesday, March 13, 2002

Time: 10:00 a.m. to 12:00 p.m.

Location: Leiopapa a Kamehameha Building
235 S. Beretania Street, 6th Floor

CZM Contact: Lea Dizol Kaiakamalie, 587-2831 or ldizol@dbedt.hawaii.gov

Coastal Erosion Working Group

Date: Friday, March 15, 2002

Time: 9:30 a.m. to 11:30 a.m.

Location: Leiopapa a Kamehameha Building
235 S. Beretania Street, 6th Floor

CZM Contact: Debra Tom, 587-2840 or detom@dbedt.hawaii.gov

Coastal Zone News

MARCH 8, 2002

Special Management Area (SMA) Minor Permits

Pursuant to Hawai'i Revised Statute (HRS) 205A-30, the following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency. For more information about any of the listed permits, please contact the appropriate county/state Planning Department. City & County of Honolulu (523-4131); Hawai'i County (961-8288); Kaua'i County (241-6677); Maui County (270-7735); Kakaako (587-2878).

Location (TMK)	Description (File No.)	Applicant/Agent
Hawaii: (2-1-17: 25)	4-bedroom B&B (01-49)	Millard Owen Sheets & Jacqueline Gail Brittain
Hawaii: (2-1-17: 14)	5-bedroom B&B (01-50)	Maureen Goto
Hawaii: (2-7-15: 10)	5-bedroom B&B (01-48)	Evonne F. Bjornen
Honolulu: Haleiwa (6-2-7: 35)	1-story addition to Helemanu Plaza (2002/SMA-3)	Michael Lyons
Honolulu: Waiiau (9-7-18:12, 9-8-3: 1 & 10, 9-8-4: 2 & 3)	Antenna addition to existing microwave communication antenna array at HECO Waiiau Power Plant - \$600 (2002/SMA-8)	Earl Matsukawa (Wilson Okamoto & Associates, Inc.)
Honolulu: Kahe (9-2-3: 27)	Install 2.5-foot long antenna on the existing communication station at Kahe Power Plant (2002/SMA-9)	Hawaiian Electric Company, Inc.
Maui: (3-7-5: 12)	Maui Batting Cages - batting cage facility accessory to fast food restaurant (SM2-20020018)	Derek Wainwright
Maui: Kihei (3-9-11: 2)	Grading for lot 48, Halama Street (SMX-20020063) – Pending	Thomas Rixey
Maui: (2-6-9: 9)	Kilohana Paradise Condominium – short-term rentals (SMX-20020062) – Pending	Kilohana Paradise Partners
Maui: Kihei (3-9-44: 20)	Convert underneath deck to playroom (SMX-20020064) – Pending	Brad Kibler
Maui: Kihei (3-9-21: 38)	Fence in front of school (SMX-20020065) – Pending	Cathie Long
Maui: Wailea (2-1-8: 77, 84)	Enclosure for air conditioner unit (SMX-20020066) – Pending	James and Kathy Worley
Maui: Kihei (2-2-24: 19, 186)	120 sq. ft. covered lanau (SMX-20020067) – Pending	Aloha Patio Cover & Awning LL
Maui: Paia (2-6-12: 8)	New two-story single-family residence (SMX-20020068) – Pending	Martin Vance Cooper
Maui: Paia (2-5-13: 84)	Rock wall with fence (SMX-20020070) – Pending	Brett Steel
Maui: (4-4-8: 17)	Mgmt. office, unit H-2 the fairway shops, tenant improvements (SMX-20020071) – Pending	Teresa Cartwright
Maui: Haiku (2-7-4: 6)	Subdivide 44+ acres into 8 lots (SMX-20020072) – Pending	Francesco Moretti
Maui: Lahaina (4-3-9: 14)	Add lanai/deck (SMX-20020073) – Pending	Jamie Philip Mihlbauer

Proposed Critical Habitat for Lana'i

The U.S. Fish and Wildlife Service (FWS), proposes critical habitat for 32 of the 37 species listed under the Endangered Species Act, known historically from the island of Lana'i within 8 critical habitat units totaling approximately 19,405 acres. The 32 species are *Abutilon eremitopetalum*, *Adenophorus periens*, *Bidens micrantha* ssp. *kalealaha*, *Bonamia menziesii*, *Brighamia rockii*, *Cenchrus agrimonioides*, *Centaurium sebaeoides*, *Clermontia oblongifolia* ssp. *mauiensis*, *Ctenitis squamigera*, *Cyanea grimesiana* ssp. *grimesiana*, *Cyanea lobata*, *Cyanea macrostegia* ssp. *gibsonii*, *Cyperus trachysanthos*, *Cyrtandra munroi*, *Diellia erecta*, *Diplazium molokaiense*, *Gahnia lanaiensis*, *Hedyotis mannii*, *Hedyotis schlechtendahliana* var. *remyi*, *Hesperomannia arborescens*, *Hibiscus brackenridgei*, *Isodendrion pyriformium*, *Labordia tinifolia* var. *lanaiensis*, *Melicope munroi*, *Neraudia sericea*, *Portulaca sclerocarpa*, *Sesbania tomentosa*, *Solanum incompletum*, *Spermolepis hawaiiensis*, *Tetramolopium remyi*, *Vigna owahuensis*, and *Viola lanaiensis*. Critical habitat is not proposed for 4 (*Mariscus fauriei*, *Silene lanceolata*, *Tetramolopium lepidotum* ssp. *lepidotum*, and *Zanthoxylum hawaiiense*) of the 37 species which no longer occur on the island of Lana'i, and for which we are unable to identify any habitat that is essential to their conservation on the island of Lanai. Prudency determinations for these species were contained in previous proposals published in the Federal Register on November 7, 2000, December 18, 2000, December 27, 2000, December 29, 2000, and January 28, 2002. Critical habitat is not proposed for *Phyllostegia glabra* var. *lanaiensis*, for which we determined that critical habitat designation is not prudent because it has not been seen recently in the wild, and no viable genetic material of this species is known. If this proposal is made final, section 7 of the Act requires Federal agencies to ensure that actions they carry out, fund, or authorize do not destroy or adversely modify critical habitat to the extent that the action appreciably diminishes the value of the critical habitat for the survival and recovery of the species. Section 4 of the Act requires us to consider economic and other relevant impacts of specifying any particular area as critical habitat. FWS is soliciting data and comments from the public on all aspects of this proposal, including data on the economic and other impacts of the designations. FWS may revise or further refine this rule, including critical habitat boundaries, prior to final designation based on habitat and plant surveys, public comment on the revised proposed critical habitat rule, and new scientific and commercial information. FWS will accept comments until May 3, 2002. Public hearing requests must be received

by April 18, 2002. Submit comments and requests for public hearings to the Field Supervisor, U.S. Fish and Wildlife Service, Pacific Islands Office, 300 Ala Moana Blvd., Room 3-122, P.O. Box 50088, Honolulu, HI 96850-0001. For details call Paul Henson, Field Supervisor, Pacific Islands Office at (808) 541-3441 (see, 67 F.R. 9805, March 4, 2002).

Western Pacific Fishery Management Council; Public Hearings and Meetings

The Council's Scientific and Statistical Committee will meet Tuesday, March 12 through 14, 2002, from 8:30 A.M. to 5:00 P.M. in the Council conference room, 1164 Bishop Street, Suite 1400, Honolulu, Hawai'i; telephone: (808) 522-8220. Public comment periods will be provided throughout the meeting. The order in which agenda items are addressed may change. The SSC will meet as late as necessary to complete scheduled business. The agenda for the SSC will include the items listed here: 1. Introductions; 2. Approval of draft agenda and assignment of rapporteurs; 3. Approval of the minutes of the 78th meeting; 4. Crustaceans fisheries (NWHI lobsters); A. Report on the modeling workshop; 5. Bottom Fisheries; A. Research; (i) Acoustic research; (ii) Ulua/other species tagging; B. Report on main Hawaiian Islands (MHI) bottomfish area closures; C. NWHI amendment to adjustment permit renewal criteria; 6. Hawaiian Monk Seals; A. Quarterly report on activities of the Marine Mammal Recovery Plan (MMRP); (i) Update on the population status/monitoring efforts; (ii) Update on new/ongoing research; (iii) Findings from the foraging ecology workshop; (iv) Results from the shark culling project in the NWHI; B. Report on the progress of the recovery team meeting; C. Update on the satellite; tagging of great white sharks; 7. Pelagic Fisheries; A. 4th quarter 2001 Hawai'i and American Samoa longline fishery reports; B. Options for managing Cross Seamount/NOAA weather buoy fishery; C. American Samoa; (i) Closed area final rule; (ii) Limited entry program; D. Sea turtle conservation and management; (i) Workshop and findings; (ii) Sea turtle research; (a) Section 10 permitted Honolulu lab mitigation research; (b) Honolulu Lab turtle population modeling workshops; (c) Estimated incidental catches of turtles in Hawai'i longline fishery; (iii) FMP regulatory amendment implementing turtle Biological Opinion/New Biological Opinion; (iv) Implementation status of Pacific sea turtle recovery plan action items; E. Seabird conservation and management; (i) Underwater setting chute deployment in Hawai'i longline fishery; (ii) Update on seabird breeding populations in the Western Pacific Region; (iii) Update on U.S. Geological Service demographic modeling of North Pacific Albatross populations; (iv) Estimated

Federal Notices

MARCH 8, 2002

incidental catches of seabirds in Hawaii longline; fishery; (v) FMP regulatory amendment implementing Short-tail albatross Biological Opinion; (vi) Update on National Plan of Action requirements; F. Redrafting of Amendment 9 to the Pelagic Fishery Management Plan for shark management measures; G. Report on International Meetings Co Interim Scientific Committee (ISC) for tuna and tuna-like species in the North Pacific Ocean preparatory conference, Pelagic fisheries research program protected species modeling workshop; 8. Precious Corals Fisheries; A. Report on research at Makapu'u; 9. Ecosystem and Habitat; A. Inclusion Amendment EFH alternative, final meeting; B. State of Hawaii NWHI fishery management area regulatory proposal; C. Reef fish stock assessment workshop; D. Marine Protected Area (MPA) related studies; E. MPA working group report; 10. Other Business; A. Comprehensive Sustainable Fisheries Act (SFA) amendments for bycatch, overfishing and communities; B. NMFS cooperative research; C. Council/NMFS long term research planning for Western Pacific Region; D. New NMFS Pacific Islands Region; E. Council's 5 year program plan; 11. Summary of Recommendations to Council; 12. SSC meeting Schedule for 2002. The Council meeting and the hearings will be held at the Ala Moana Hotel, 410 Atkinson Drive, Honolulu, telephone: (808) 955-4811. Public hearings will be held at 4:00 p.m. on Tuesday, March 19, 2002, for final action on inclusion amendment to consider EFH alternatives; at 11 a.m. on Wednesday, March 20, 2002, for initial action adjustment to NWHI bottomfish annual landing requirements; at 5 p.m. on Wednesday, March 20, 2002, for American Samoa limited entry and Cross Seamount management options; and at 3:00 P.M. on Thursday, March 21, 2002, for final action on revisions to the comprehensive SFA amendment that will define overfishing, bycatch and communities. The following Standing Committees of the Council will meet on March 18, 2002. Enforcement/Vessel Monitoring System (VMS) from 8 a.m. to 10 a.m.; Fishery Rights of Indigenous People from 9:00 A.M. to 10:00 A.M.; International Fisheries/Pelagics from 10:00 A.M. to 12:00 noon; Precious Corals from 1:30 P.M. to 3:00 P.M.; Crustaceans from 1:30 P.M. to 3:00 P.M.; Bottomfish from 3:00 P.M. to 4:30 P.M.; Ecosystem and Habitat from 3:00 P.M. to 4:30 P.M.; Research from 4:30 P.M. to 6:00 P.M. and Executive/Budget and Program from 4:30 P.M. to 6:00 P.M. In addition, the Council will hear recommendations from its advisory panels, plan teams, SSC, and other ad hoc groups. Public comment periods will be provided throughout the agenda. The order in which agenda items are addressed may change. The Council will meet as late as necessary to complete scheduled business. For more information, call Kitty M. Simonds, Executive Director; at (808) 522-8220. (see, 67 F.R. 8927, February 27, 2002).

Environmental Impact Statement for Force Transformation of the 2nd Brigade, 25th Infantry Division (Light) Hawai'i

The U.S. Army proposes to implement a range of activities related to force transformation in Hawai'i. The primary proposed activities are associated with conversion of the 2nd Brigade, 25th Infantry Division (Light) to an Interim Brigade Combat Team (IBCT), a rapidly deployable, early entry, medium weight force with a decreased logistical footprint. Impacts to the human environment, to include surrounding communities, from restructuring and from enhancing associated ranges, facilities, and infrastructure to meet Army Transformation objectives will be analyzed. The proposed action would result in changes to various military lands in Hawai'i. Categories of proposed activities include: (1) Fielding of new or modified weapon systems, armored vehicles and equipment; (2) Construction activities including erection of buildings, training facilities and infrastructure, and renovation or demolition of buildings and facilities at military installations located on the islands of Oahu and Hawai'i; (3) Land transactions (acquisition, asset management and disposal); (4) Deployment of forces and specific training for deployment; (5) Training to achieve and maintain readiness to perform assigned missions; (6) Other actions necessary to support a net increase in troops and vehicles to be assigned to the 2nd Brigade, 25th Infantry Division. Proposed Action: The Proposed Action specifically entails transformation of the 2nd Brigade, 25th Infantry Division (Light) to an IBCT with proposed changes to ranges, facilities, and infrastructure at military installations in Hawai'i to support the IBCT operation and training. Proposed activities include land transactions and construction and use of vehicle wash facilities, training and qualification ranges, installation information infrastructure and facilities enhancements, virtual and live training facilities upgrades, motor pool and range control/maintenance facilities, Army airfield upgrades, an anti-armor course, and an ammunition storage area. The remaining non-IBCT units will also use these new facilities as well as existing infrastructure. Alternatives: (1) Transformation of the 2nd Brigade, 25th Infantry Division (Light) to an IBCT with a range of supporting activities including new, additional, or modified ranges, facilities and infrastructure; (2) Transformation of the 2nd Brigade, 25th Infantry Division (Light) to an IBCT using existing facilities and infrastructure in Hawai'i as they are now configured; (3) No Action (No. transformation to an IBCT in the near term). Other alternatives that may be raised during the scoping process will be considered. Publication of this NOI does not foreclose consideration of any courses of actions or possible decisions

addressed by the Department of Army in its Draft Programmatic Environmental Impact Statement (PEIS) for Army Transformation, dated June 2001. No final decisions will be made regarding transformation in Alaska prior to completion and signature of the Record of Decision for the PEIS for Army Transformation. Scoping Process: Federal, state, and local agencies and the public are invited to participate in the scoping process for the completion of this EIS. The scoping process will help the Army in identifying potential impacts to the quality of the human environment. Scoping meetings will be held at various locations on the islands of Oahu and Hawai'i. Notification of the times and locations for the scoping meetings will be published in local newspapers. Written comments identifying potential impacts to be analyzed in the EIS will be accepted within 30 days of the scoping meetings. Written comments may be forwarded to Mr. Earl Nagasawa at the above address. For transformation details call Mr. Ronald Borne, (808) 656-2878, extension 1122; by fax (808) 656-8200; by mail at Commander, U.S. Army Garrison, Hawai'i, ATTN: APVG-GCT (Borne), Stop 518, Schofield Barracks, Hawai'i 96797; or by e-mail: ronald.borne@schofield.army.mil. For EIS details call Mr. Earl Nagasawa, (808) 438-0772; by fax (808) 438-7801; by mail at U.S. Army Corps of Engineers, Honolulu Engineer District, Program and Project Management Division, Attn: CEPOH-PP-E (Nagasawa), Building 252, Fort Shafter, Hawai'i 96858-5440; or by e-mail at earl.nagasawa@usace.army.mil. (see, 67 F.R. 9717, March 4, 2002).

Issuance of Experimental Use Permits for Genetically Modified Corn

EPA has granted experimental use permits (EUPs) to the following pesticide applicants. An EUP permits use of a pesticide for experimental or research purposes only in accordance with the limitations in the permit. 68467-EUP-3, 68467-EUP-5, 29964-EUP-1, and 29964-EUP-3. Mycogen Seeds c/o Dow AgroSciences LLC, 9330 Zionsville Road, Indianapolis, IN 46268 and Pioneer Hi-Bred International, Inc., 7250 NW 62nd Avenue, Johnston, IA 50131. The issuance of these EUPs allow the use of the plant-incorporated protectants *Bacillus thuringiensis* 149B1 protein and the genetic material necessary for its production (from the

insert of plasmid PHP 14352) in corn and *Bacillus thuringiensis* 149B1 protein and the genetic material necessary for its production (from the insert of plasmid PHP 12560) in corn. Notice of the receipt of application of these EUPs were published in the Federal Register on March 7, 2001 (66 FR 13735) (FRL-6770-4). On October 12, 2001, the EUPs were issued. EUPs issued to Mycogen Seeds c/o Dow AgroSciences allowed the planting of 19 acres each of field corn to evaluate the control of Western and Northern corn rootworm; and to do breeding and observation. The Mycogen Seeds' programs are authorized only in the States of Hawai'i and the Commonwealth of Puerto Rico. EUPs issued to Pioneer Hi-Bred allowed the planting of 16 acres each of field corn to evaluate the control of Western and Northern corn rootworm; to do breeding and observation, and to do hybrid production for research or regulatory studies. The Pioneer Hi-Bred programs are authorized only in the States of Hawaii and the Commonwealth of Puerto Rico. These EUPs are effective from October 12, 2001 to March 31, 2002. The permits have been issued with the limitation that all treated crops will be genetically contained and destroyed or used for research purposes only. Two comments were received in reply to the Federal Register notice announcing receipt of this application. One comment was from a private citizen regarding concerns over organic farming and the viability of Bt sprayables. The other comment was from the National Grain and Feed Association and raised pollen flow, neighboring farm notification, chain of custody, and contracting and disposal issues. These EUPs are of low acreage and given the containment provisions, the chance for pollen transfer to non-149B1 corn is extremely minimal to non-existent. More detailed information, including EPA evaluations and the experimental programs, are available in the public docket for these EUPs, docket control number OPP-50880. (Mike Mendelsohn; Rm. 910W16, Crystal Mall No. 2; telephone (703) 308-8715; electronic mail address: mendelsohn.mike@epa.gov). [OEQC Editor's note: The locations of where the genetically modified corn is planted is considered Confidential Business Information and undisclosable to the general public; thus for the purposes of environmental impact analysis, such lack of complete disclosure of locations, prevents detailed analysis of environmental impacts and formulation of mitigative measures, if any.] (see, 67 F.R. 7688, February 20, 2002).

