

# The Environmental Notice

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



LINDA LINGLE  
GOVERNOR

OFFICE OF  
ENVIRONMENTAL  
QUALITY CONTROL  
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The Environmental Notice  
reviews the environmental impacts of  
projects proposed in Hawaii

Other Resources  
available at OEQC . . .

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

## OEQC

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APRIL 8, 2003

## Kona Golf, Residential and Commercial Development

The Hiluhilu Development LLC., proposes to develop a 725.2 acre vacant parcel in North Kona with residential units, a university village center and an 18-hole golf course. The site is located within the ahupua'a of Ka'u, near the Keahole International Airport, mauka of Queen Ka'ahumanu Highway and makai of Makalei Estates in North Kona on the island of Hawai'i. The property is privately owned by Hiluhilu Development LLC. The applicant has partnered with the University of Hawai'i in developing a University Village to support the proposed West Hawai'i Campus, located adjacent to the subject property. The Hiluhilu Development seeks to provide single-family residential units, residences for the University and the community, a mixture of classroom and teaching labs, a cultural center, commercial areas, conference

facilities, facilities for community outreach and commercial training support, parking, athletic fields and medical wellness facilities. Infrastructure facilities to support the development include an internal circulation roadway network, a wastewater treatment and disposal system, a potable water supply and fire protection system, a non-potable water irrigation system and other utility systems. The project involves the use of conservation district lands and will involve the reclassification of these conservation lands. The applicant will be seeking a Land Use Boundary Amendment to reclassify the existing Conservation and Agricultural District designations to an Urban District Designation. Potential long-term impacts on surrounding areas include additional traffic, increase in consumption of land, energy and public services, and more non-point source pollution. For more, see page 9.

### EPA Seeking Your Comments on Kunia Cleanup Proposal

EPA has announced its preliminary plan to cleanup the contamination at the Del Monte Corporation O'ahu Plantation Superfund Site, in Kunia. EPA is seeking your comments on this proposal. The deadline for public comment is April 18, 2003. Many documents relating to EPA's cleanup plan are available for review in the Del Monte Site Information Repository at the Wahiawa Public Library, 820 California Avenue, Wahiawa.

For more information, please contact David Cooper at (415) 972-3237 or Janet Rosati at (415) 972-3165.

### Hono'uli'uli Solids Handling FONSI

The City's Department of Design and Construction has responded to public comments and issued a FONSI for its proposed new solids handling facilities at the Hono'uli'uli Wastewater Treatment Plant in 'Ewa. Among the issues raised during the public comment period were securing a more firm commitment to compost the Hono'uli'uli sludge at the U.S. Navy's BTF facility to which the consultant responded that the contract with the Navy is open ended and that securing a more firm commitment with the U.S. Navy may be an alternative if both sides agree to such a relationship. See page 5 for more.

# 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 periodic bulletin (see, section 343-3, HRS) known as the *Environmental Notice*. 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) under Chapter 205A, HRS and county ordinance. The Counties regulate development of this area. 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.

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*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

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## Draft Environmental Assessments



### (1) Hau'ula Fire Station Replacement

**District:** Ko'olauloa  
**TMK:** 5-4-014: 003  
**Applicant:** City and County of Honolulu  
Department of Design and Construction  
650 South King Street  
Honolulu, Hawai'i 96813  
Contact: Curtis Kushimaejo (527-6332)

#### Approving Agency/Accepting

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

#### Public Comment

**Deadline:** May 8, 2003  
**Status:** DEA First Notice pending public comment.  
Address comments to the applicant with copies to the consultant and OEQC.

**Permits Required:** Grubbing, Grading, Stockpiling;  
Excavate Public Right-of-Way; Building;  
Variance from Pollution Controls

The Department of Design and Construction, City and County of Honolulu, proposes to construct a new fire station at Hau'ula, Ko'olauloa District, City and County of Honolulu. The new Hau'ula Fire Station would be located on a vacant lot at the intersection of Hanaimoa Street and Hau'ula Homestead Road. The property is identified as tax map key 5-4-014: 003 encompassing an area of 4.936 acres.

The proposed Hau'ula Fire Station would be a single, H-shaped structure housing living and working quarters for the fire fighters. Three apparatus bays are proposed—one each for the existing fire apparatus and tanker truck currently stationed at the Hau'ula Fire Station and an extra bay for a future vehicle. The single-story structure of approximately 5,600 square feet will not exceed the 25-foot height limit of the AG-2 zoning district. The exterior design of the new fire station will be designed to be compatible with the rural architectural character of Hau'ula.

The building will be sited diagonally to the intersection of Hanaimoa Street and Hau'ula Homestead Road and set back 15 feet from both streets. With this configuration, the fire apparatus can egress the station on either street.



Uncovered off-street parking for ten vehicles is proposed at the rear (or west) of the station. Two parking stalls for visitors (1 of which is handicap van accessible) is proposed on south side of the station. Accessible parking stalls are included in this total.

Wastewater flow is estimated at 600 gallons per day. Because the proposed fire station is located near an existing Board of Water Supply well (at the corner of Hanaimoa and Pu'uowa'a Streets), effluent can be treated but not disposed on-site. Consequently, the Department of Design and Construction is exploring alternative locations for effluent disposal. Selection of a disposal site and the design of the effluent disposal system will be developed during the schematic design stage of the project.

The property is owned by the State of Hawai'i. The City and County of Honolulu will be requesting the Governor of the State of Hawai'i to transfer the land to the City and County of Honolulu via Executive Order for construction of the Hau'ula Fire Station.

The construction cost for the new station is estimated at \$3.5 million and will be funded by the City and County of Honolulu. Funds for design and construction of the new station have not yet been appropriated. Funding will be requested following the transfer of the property from the State of Hawai'i to the City and County of Honolulu.

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



### (2) Hono'uli'uli Wastewater Treatment Plant New Solids Handling Facilities

**District:** 'Ewa  
**TMK:** 9-1-013-007; 9-1-069-004  
**Applicant:** City and County of Honolulu  
Department of Design and Construction  
650 South King Street  
Honolulu, Hawai'i 96813  
Contact: Mr. Po Chan (523-4324)

**Approving Agency/Accepting**

**Authority:** Same as above.

**Consultant:** GMP Hawai'i  
1100 Alakea Street, Suite 1800  
Honolulu, Hawai'i 96813  
Contact: Peter Melnyk (521-4711)

**Status:** FEA/FONSI issued, project may proceed.

**Permits Required:** Amended Covered Source, Operating,

NPDES NOI, Height Variance

The Hono'uli'uli WWTP has successfully used heat treatment for sludge stabilization since the facility went into service in 1984. Currently, the plant treats an average daily wastewater flow of 26.8 million gallons per day (mgd). The plant's future loading is estimated to be 42.0 mgd. The plant must expand the capacity of the sludge stabilization system unit process to satisfy the increased demand through year 2020. The plant has the option to expand heat treatment or consider another stabilization technology.

The City and County of Honolulu has determined that sludge treatment utilizing anaerobic digestion for sludge stabilization and a combination of beneficial use for dewatered sludge has become the preferred alternative for the WWTP. This decision has been attributed to the fact that after nearly twenty years of service the existing heat treatment system is near the end of its useful life, incineration practices have become more difficult to permit, high operations and maintenance costs, and options for disposal have changed significantly.

The project will include the addition of: 1) Three digesters (conventional or egg shaped); 2) Two new two-stage scrubbers; 3) Replacement of the main centrifuges;

The proposed project is anticipated as no adverse or significant impacts to the operation of the Honouliuli WWTP or the surrounding environment. Impacts to air and noise quality will be short term during construction activities. The proposed project will support the current and predicated increase in the plant's treatment capacity. Based on the investigation performed for the draft EA a determination of a Finding of No Significant Impact (FONSI) is expected.



### (3) Wai'anae Coast YMCA

**District:** Wai'anae  
**TMK:** 8-6-001: 04, 61  
**Applicant:** Young Men's Christian Association (YMCA) of Honolulu  
1441 Pali Highway  
Honolulu, Hawai'i 96813  
Contact: Glenn Tsugawa (531-3558)

**Approving Agency/Accepting**

**Authority:** City and County of Honolulu  
Department of Community Services  
711 Kapi'olani Blvd., Room 1422  
Honolulu, Hawai'i 96813  
Contact: Paul Kobata (592-8626)

**Consultant:** PBR Hawai'i  
1001 Bishop Street, Suite 650  
Honolulu, Hawai'i 96813  
Contact: Vincent Shigekuni (521-5631)

**Status:** FEA/FONSI issued, project may proceed.

**Permits Required:** Building; Grubbing, Grading,

Stockpiling; Sewer Connection, Water

The Young Men's Christian Association (YMCA) of Honolulu is proposing to make improvements to its Wai'anae Coast YMCA facility in Wai'anae to improve services to its existing clientele. The current plans that are subject to this environmental assessment are to:

- \* Construct a 16,500 square foot building (lobby, administrative offices, classroom, meeting rooms, computer lab, health and wellness center, group exercise studio, restrooms);
- \* Install an outdoor swimming pool;
- \* Construct additional parking;
- \* Install play court and play field;

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- \* Install retention basin;
- \* Landscape entire developable area.

Short-term impacts include effects on air quality and noise levels due to construction. Long-term impacts include increased demand for water, sewer facilities, and electrical power. Positive long-term positive impacts include better recreational and social facilities for Wai'anae residents.

In the larger context, the expansion of the Wai'anae Coast YMCA will allow the YMCA to provide increased programs and services to Wai'anae residents. The goal of these programs and services is to positively enhance the social fabric and well-being of the community, ultimately contributing to an educated and responsible citizenry with the abilities to positively contribute to Hawai'i's social and economic well-being.

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## Previously Published Projects Pending Public Comments

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### Draft Environmental Assessments

#### Seafarers Training Center at Kalaeloa

**Applicant:** Seafarers International Union  
606 Kalihi Street  
Honolulu, Hawai'i 96819  
Contact: Neil Dietz (845-5222)

#### **Approving Agency/Accepting**

**Authority:** Department of Defense  
Hawai'i Army National Guard  
3949 Diamond Head Road  
Honolulu, Hawai'i 96816-4495  
Contact: LTC Ron Swafford (733-4214)

#### **Public Comment**

**Deadline:** April 22, 2003

#### Seagull Schools Kapolei, Daycare and Caretaker's Unit

**Applicant:** Seagull Schools Inc.  
1300 Kailua Road  
Kailua, Hawai'i 96734  
Contact: Chuck Larson (261-8534)

#### **Approving Agency/Accepting**

**Authority:** City and County of Honolulu  
Department of Community Services  
715 South King Street, Suite 311  
Honolulu, Hawai'i 96813  
Contact: Avis Kamimura (523-4437)

#### **Public Comment**

**Deadline:** April 22, 2003

### Draft Environmental Impact Statements

#### Gentry 'Ewa Makai

**Applicant:** Gentry Investment Properties  
P.O. Box 295  
Honolulu, Hawai'i 96809-0295  
Contact: Debra Luning (599-8370)

#### **Approving Agency/Accepting**

**Authority:** City and County of Honolulu  
Department of Planning and Permitting  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawai'i 96813  
Contact: Tim Hata (527-6070)

#### **Public Comment**

**Deadline:** April 22, 2003

#### Kalaeloa Desalination Facility

**Applicant:** City and County of Honolulu  
Board of Water Supply  
630 South Beretania Street  
Honolulu, Hawai'i 96843  
Contact: Scot Muraoka (527-5221)

#### **Approving Agency/Accepting**

**Authority:** City and County of Honolulu  
Office of the Mayor  
530 South King Street  
Honolulu, Hawai'i 96813

#### **Public Comment**

**Deadline:** April 22, 2003

#### Koa Ridge Community

**Applicant:** Castle & Cooke Homes Hawai'i, Inc.  
P.O. Box 898900  
Mililani, Hawai'i 96789-8900  
Contact: Alan Arakawa (548-4811)

#### **Approving Agency/Accepting**

**Authority:** City and County of Honolulu  
Department of Planning & Permitting,  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawai'i 96813  
Contact: Matt Higashida (527-6056)

#### **Public Comment**

**Deadline:** May 7, 2003



## Draft Environmental Assessments



### (1) Hodgins Access Easement

**District:** Makawao  
**TMK:** 2-9-01: 18  
**Applicant:** William Koa Hodgins (573-1587)  
708 Olinda Road  
Makawao, Hawai'i 96768

**Approving Agency/Accepting Authority:** Department of Land and Natural Resources  
54 South High Street  
Wailuku, Hawai'i 96793-2198  
Contact: Jason Koga (984-8105)

#### Public Comment

**Deadline:** May 8, 2003  
**Status:** DEA First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority and OEQC.

#### Permits

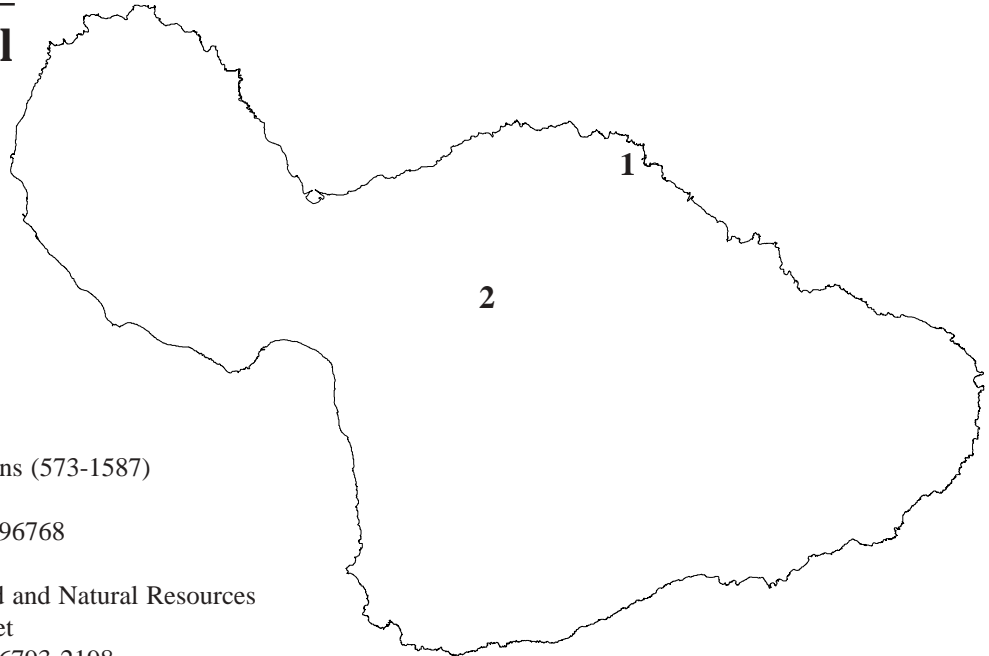
**Required:** SMA, Grading

The applicant is seeking access to his property, a landlocked parcel in Ha'iku, Maui, via an access easement through public lands.

In order to complete the access route, the applicant is requesting a 12-foot wide access easement from the State of Hawai'i, Department of Land and Natural Resources (DLNR). The access easement will traverse TMK (2)2-9-1:18, for a distance of approximately 400 lineal feet and will encompass a land area of approximately 0.10 acre.

Driveway construction will include grading by a bulldozer, with an overlay of dry crush run and gravel. Proposed construction activities are anticipated to last approximately two (2) days. Upon completion of the roadway, maintenance and operation of the roadway will be the responsibility of the applicant.

The proposed application involves the use of state lands.



### (2) Upper Kaupakulua 0.5 MG Water Storage Tank

**District:** Makawao  
**TMK:** 2-7-15: 34  
**Applicant:** County of Maui  
Department of Water Supply  
200 South High Street  
Wailuku, Hawai'i 96793  
Contact: George Tengan (270-7816)

#### Approving Agency/Accepting

**Authority:** Same as above.  
**Consultant:** Kimura International, Inc.  
1600 Kapi'olani Blvd. Suite 1610  
Honolulu, Hawai'i 96814  
Contact: Glenn Kimura (944-8848)

#### Public Comment

**Deadline:** May 8, 2003  
**Status:** DEA First Notice pending public comment. Address comments to the applicant with copies to the consultant and OEQC.

#### Permits

**Required:** Grading, Building, NPDES

# Maui Notices

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The Department of Water Supply (DWS), County of Maui proposes to construct a new 0.5-million gallon (MG) water storage tank, access road, appurtenant pipelines, fencing, and control mechanisms. The project is located in the foothills of Kaupakulua and would be integrated into the Makawao and Lower Kula water systems. It is intended to provide additional water storage capacity, increase water pressure, and improve system reliability.

The proposed action begins adjacent to the existing 0.2 MG Lower Kaupakulua Tank and Well, where two 12-inch pipelines will be connected to existing stub-outs. The two pipelines (for inflow and outflow) will connect the Upper and Lower Tanks and be installed within the road easement. Water from the well is treated on site and will be pumped to the Upper Tank for storage, as needed. A paved access road, measuring 12 feet wide and approximately 3,628 feet in length will be used to maintain and service the new Upper Kaupakulua Tank.

The new tank will be constructed at an elevation of 1,500 feet mean sea level and measure approximately 74 feet in diameter and 20 feet high. The proposed tank site is currently used as pasture land and, at present, access is via an unpaved jeep trail. Anticipated project-related impacts are limited to short-term, construction impacts that include noise, dust, and possible erosion. All construction will take place well away from public roadways. When completed, the tank and other improvements will have very little visual impact on the landscape since the project site is obscured by topography and naturally occurring vegetation.

Construction of the project is expected to begin in May 2003. Total development costs are estimated at \$1.75 million and will be appropriated through County of Maui funds.



# Hawai'i Notices

## Draft Environmental Assessments



### (1) Anuenue (formerly Rainbow) Radio Towers and Facilities, Kahua Ranch Site

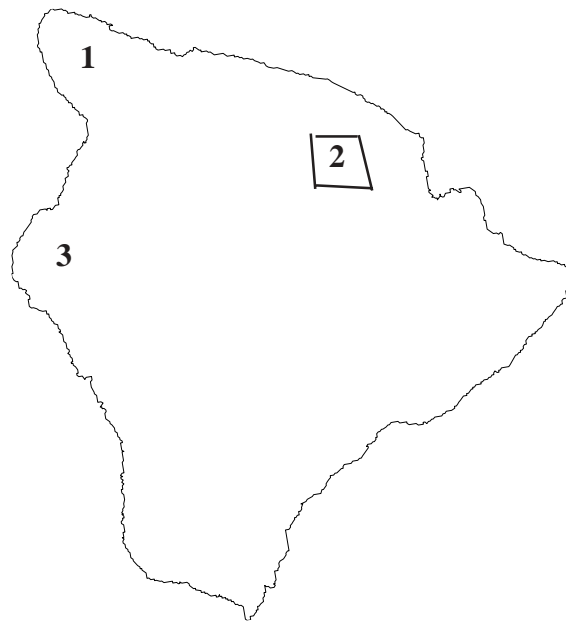
**District:** North Kohala  
**TMK:** 5-9-002:002  
**Applicant:** Dept. of Accounting and General Services  
1151 Punchbowl Street  
Honolulu, Hawai'i 96183  
Contact: Allen Yamanoha (586-0488)

#### Approving Agency/Accepting

**Authority:** Same as above.  
**Consultant:** Wilson Okamoto Corporation  
1907 South Beretania Street, Suite 400  
Honolulu, Hawai'i 96826  
Contact: John Sakaguchi (946-2277)

#### Public Comment

**Deadline:** May 8, 2003  
**Status:** DEA First Notice pending public comment.  
Address comments to the applicant with copies to the consultant and OEQC.



**Permits Required:** Building, Grading

The State of Hawai'i Department of Accounting and General Services (DAGS) through its Information and Communication Service Division (ICSD) carries out the responsibilities for statewide telecommunications for the



Executive Branch of the Hawai'i State Government. The ICSD owns and operates microwave radios, antenna systems, towers, buildings, and related facilities and infrastructure throughout the islands. The proposed Anuenue (formerly Rainbow) Radio facility at the Kahua Ranch project site will support the rebuilding and modernization of a shared State and Federal microwave system owned by the ICSD.

The Kahua Ranch project site is located in the North Kohala District of Hawai'i about 11 miles northwest of Waimea within lands owned by Kahua Ranch. The project site is located about one mile east of Kohala Mountain Road and will occupy an area of about 6,600 square feet on the slopes to the southwest of Pu'u Waiakanonula within an area which has been used for cattle grazing since the late 1920's. The project site is located between the existing communication facilities owned by the County of Hawai'i and the weather surveillance radar operated by the Federal Aviation Administration for the National Oceanic and Atmospheric Administration. Access to the project site will be via an existing paved driveway that serves these developed facilities. The project site will be used under an easement agreement between Kahua Ranch, the landowner, and the State of Hawai'i.

In an effort to protect state and private neighboring lands as well as native biological resources at Hakalau Forest NWR from wildfire, the Department of Hawaiian Home Lands and Hakalau Forest NWR are partnering in a proposal to construct approximately 14 miles of fuel breaks. Seven miles of fuel breaks would occur along a shared boundary within former and existing pasture lands on Mauna Kea. The remaining 7 miles would be constructed on Refuge lands, also in high elevation, fire prone areas.

The fuel breaks will provide protection to state and private land owner resources while benefitting native species and cultural resources within the Refuge. The project will provide a long-term fuel break in an area surrounded by hazardous fuels including the noxious weed gorse and exotic pasture grass. DHHL has developed native tree and exotic pine reforestation plans for lands immediately adjacent to the Refuge in an effort to contain the spread of gorse on their lands. The Refuge has planted over 250,000 native trees in former pasture areas since acquiring the land in 1985. Native forest within the Refuge provides habitat for three species of endangered forest birds (Hawai'i creeper, 'akepa, and 'akiapola'au), the endangered Hawaiian goose (*nene*) Hawaiian hoary bat (*ope'ape'a*), and the Hawaiian hawk ('io). Six listed and five candidate plant species also occur on the Refuge.

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

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### (2) Hakalau Forest National Wildlife Refuge Fuel Break Construction Project

**District:** North and South Hilo  
**TMK:** 2-9-5: 5; 3-7-1: 10; 3-8-1: 9; 3-8-1: 2; 2-6-18: 2  
**Applicant:** Department of Hawaiian Home Land  
P.O. Box 1879  
Honolulu, Hawai'i 96805  
Contact: Linda Chinn (587-6432)  
**Approving Agency/Accepting Authority:** Same as above.  
**Status:** FEA/FONSI issued, project may proceed.  
**Permits Required:** Grading [applicant is exempt from CDUP]  
**Note:** This a joint Federal-State EA.

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## Environmental Impact Statement Preparation Notices

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### (3) Hiluhilu Development

**District:** North Kona  
**TMK:** 7-2-05: 01  
**Applicant:** Hiluhilu Development  
c/o Group 70 International  
925 Bethel Street, 5th Floor  
Honolulu, Hawai'i 96813  
Contact: Guido Giacometti (882-1924)  
**Approving Agency/Accepting Authority:** State Land Use Commission  
P.O. Box 2359  
Honolulu, Hawai'i 96804-2359  
Contact: Anthony Ching (587-3822)  
**Consultant:** Group 70 International, Inc.  
925 Bethel Street, 5th Floor  
Honolulu, Hawai'i 96813  
Contact: George Atta (523-5866)

# Hawai'i Notices

APRIL 8, 2003

## Public Comment

**Deadline:** May 8, 2003  
**Status:** EISPN First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

**Permits Required:** Land Use Boundary Amendment, Rezoning, Subdivision, Grading, Building

The Hiluhilu Development LLC., proposes to develop a 725.2 acre vacant parcel in North Kona with residential units, a university village center and an 18-hole golf course.

The site is located within the ahupua'a of Ka'u, near the Keahole International Airport, mauka of Queen Ka'ahumanu Highway and makai of Makalei Estates in North Kona on the island of Hawai'i. The property is privately owned by Hiluhilu Development LLC.

The applicant has partnered with the University of Hawai'i in developing a University Village to support the proposed West Hawai'i Campus, located adjacent to the subject property.

The Hiluhilu Development seeks to provide single-family residential units, residences for the University and the community, a mixture of classroom and teaching labs, a cultural center, commercial areas, conference facilities, facilities for community outreach and commercial training support, parking, athletic fields and medical wellness facilities.

Infrastructure facilities to support the development include internal circulation roadway network, a wastewater treatment and disposal system, a potable water supply and fire protection system, a non-potable water irrigation system and other utility systems.

The project involves the use of conservation district lands and will involve the reclassification of these conservation lands. The applicant will be seeking a Land Use Boundary Amendment to reclassify the existing Conservation and Agricultural District designations to an Urban District Designation.

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## Previously Published Projects Pending Public Comments

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### Draft Environmental Assessments

#### ► Kona Blue Water Offshore Open Ocean Fish Farm

**Applicant:** Kona Blue Water Farms (Division of Black Pearls, Inc.)  
P.O. Box 525  
Holualoa, Hawai'i 96725  
Contact: Neil Anthony Sims (331 1188)

#### Approving Agency/Accepting

**Authority:** Department of Land and Natural Resources  
P.O. Box 621  
Honolulu, Hawai'i 96809  
Contact: Dawn Hegger (587-0380)

#### Public Comment

**Deadline:** April 22, 2003



# Shoreline Notices

APRIL 8, 2003

## 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 Kaua'i, Hawai'i and Maui and at Room 220, 1151 Punchbowl St., Honolulu, O'ahu (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 587-0384.

File No.	Date	Location	Applicant	Tax Map Key
OA-924	3/19/03	Lot 2-B of the Maunaloa Beach Subdivision, being a portion of Land Commission Award 7713, Royal Patent 4475, Apana 30 to Victoria Kamamalu, land situated at Maunaloa, Honolulu, Island of Oahu, Hawaii Address: 6999 Kalaniana'ole Highway Purpose: Building Permit	Wesley T. Tengan, for Richard Michael	3-9-02: 12
OA-925	3/19/03	Lot 1 and Lot 54-F as shown on Map 2 and 8 of Land Court Application 1002, land situated at Kaneohe, Island of Oahu, Hawaii Address: 45-002 Lilipuna Road Purpose: Building Permit	Imata and Associates, Inc., for Sevath Tanaka	4-5-01: 39
HA-064-2	3/19/03	Grant 3086 to Kapena, land situated at Kohanaiki, North Kona, Island of Hawaii Address: Vacant (Kaahumanu Highway) Purpose: Planning Purposes	HLC Hawaii Land Consultants, for Rutter/KW Kohanaiki, LLC	7-3-09: 03
MA-262-2	3/21/03	Portion of Grant 3343 to Claus Spreckels, land situated at Spreckelsville, Wailuku, Island of Maui, Hawaii Address: 455 Laulea Place Purpose: Building Permit	Akamai Land Surveying, Inc., for Cirrus, LLC	3-8-02: 72
OA-750-2	3/21/03	Lot 7 of the Kawailoa Beach Lots Section E, Portion of Land Commission Award 7713, Apana 33 to V. Kamamalu, land situated at Kawailoa, Waiialua, Island of Oahu, Hawaii Address: 61-725 Papailoa Road Purpose: Building Permit	DJNS Surveying and Mapping, Inc., for Richard Holland	6-1-04: 68
OA-926	3/21/03	Lot 120-C of the Pupukea-Paumalu Beach Lots, portion of Grant 7757 to George S. Wells Sr. Address: 59-021 Holana Street Purpose: Planning Purposes	DJNS Surveying and Mapping, Inc., for Alan McCray	5-9-01: 98
HA-267	3/24/03	Being a portion of Land Commission Award 8559-B, Apana 6 to W.C. Lunailo, land situated at Lalamilo, Waimea, South Kohala, Island of Hawaii, Hawaii Address: Not Assigned Purpose: Building Permit	Wes Thomas Assoc., for Mark A. Fabyonic and Catherine M Fabyonic	6-9-02: 13
OA-927	3/25/03	Lot 1566, as shown on Land Court Application 242 (Map 204), land situated at Puuloa, Ewa, Island of Oahu, Hawaii Address: 91-031 Parish Drive Purpose: Building Permit	Jamie F. Alimboyoguen, for Mae Parish	9-1-07: 02
KA-168	3/28/03	Lot 11 of the Wainiha Subdivision II (file plan 1840), land situated at Wainiha, Island of Kauai, Hawaii Address: 7312 Alealea Road Purpose: Building Permit	Wagner Engineering Services, Inc., for M/M Ben and Kristin Hannah	5-8-09: 50

# Shoreline Notices

APRIL 8, 2003

## 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	Location	Applicant	Tax Map Key
HA-266	3/27/03 Certified	Lots A, B, C-1, C-2, D and Areas 15-B, being portions of R.P. 7844 and Land Commission Award 78, Apana 12 to L. Kamehameha, land situated at Keauhou 2 <sup>nd</sup> , North Kona, Island of Hawaii Address: 127 and 128 Ehukai Street Purpose: Building Permit	Towill, Shigeoka and Associates, for Koa Investors, LLC	7-8-10: 38 and 7-8-12: 58
OA-917	3/27/03 Certified	Lot 32 of Waialae Beach Lots, Section C as shown on Bishop Estate Map 2713, land situated at Waialae Iki, Honolulu, Island of Oahu, Hawaii Address: 5019 Kalaniana'ole Highway Purpose: Building Permit	Jamie F. Alimboyoguen, LLC, for Tom Coulson	3-5-22: 03
OA-916	3/27/03 Certified	Lots 357-B and 343, Land Court Application 616, land situated at Kailua, Koolauapoko, Island of Oahu, Hawaii Address: 1360 and 1368 Mokulua Drive Purpose: Building Permit	Walter P. Thompson, for Charles B. Wong	4-3-4: 81 & 4-3-4: 108

# Conservation District Notices

## Board Permits

Persons interested in commenting on the following Conservation District Use Application (Board Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determinations on Conservation District Use Applications (Board Permits) must submit requests to DLNR that include the following information: 1) Name and address of the requestor; 2) The departmental permit for which the requestor would like to receive notice of determination; and 3) The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice.

Please send comments and requests to: State of Hawai'i, Department of Land and Natural Resources, Land Division, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact Matthew Myers at 587-0382.



## Helemano Watershed Project

**File No.:** CDUA OA-3123 (Board Permit)  
**Applicant:** Kamehameha Schools  
**Location:** Waialua, O'ahu  
**TMK:** (1) 6-3-001: 001  
**Proposed Action:** Hand Clearing of a Corridor, Fence Line and Fence Construction for the Helemano Watershed Project

**343, HRS determination:** Non-Exempt  
**Appl's Contact:** Manabu Tagomori, P.E.

## Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i 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 Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Molokai: 468-4644 x 72878, Kauai: 274-3141 x 72878, Maui: 984-2400 x 72878 or Hawaii: 974-4000 x 72878.

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:

Director, Office of Planning  
Dept. of Business, Economic Development and Tourism  
P.O. Box 2359  
Honolulu, Hawai'i 96804

Or, fax comments to the Hawaii CZM Program at 587-2899.



### (1) Supplemental Dock at Ala Wai Boat Harbor Slip 444, O'ahu

**Applicant:** Burnham H. Greeley  
**Federal Action:** Department of the Army Permit (200300328)  
**Federal Agency:** U.S. Army Corps of Engineers  
Contact: Bill Lennan, 438-6986  
**Location:** Ala Wai Boat Harbor Slip 444  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

The applicant is requesting an after-the-fact permit for a supplemental dock to boat slip 444 at Ala Wai Boat Harbor. The dock is constructed of wood, 14 feet by 7 feet, and supported in the water by concrete blocks. The project does not involve any dredging or discharge of fill material into the water.

**Comments Due:** April 22, 2003



### (2) Supplemental Dock at Ala Wai Boat Harbor Slip 664, O'ahu

**Applicant:** Alison Fred Madlener  
**Federal Action:** Department of the Army Permit (200300299)  
**Federal Agency:** U.S. Army Corps of Engineers  
Contact: Bill Lennan, 438-6986  
**Location:** Ala Wai Boat Harbor Slip 664  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

The applicant is requesting an after-the-fact permit for a supplemental dock to boat slip 664 at Ala Wai Boat Harbor. The dock is constructed of wood, 20 feet by 6 feet, and supported in the water by concrete blocks. The project does not involve any dredging or discharge of fill material into the water.

**Comments Due:** April 22, 2003

# Coastal Zone News

APRIL 8, 2003

## Special Management Area (SMA) Minor Permits

Pursuant to Hawai'i Revised Statutes (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); or the Kaka'ako Special Design District (587-2878).

Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: (5-4-3-52, 53, 54, & 3)	Installation of 6 ft CRM fence (2003/SMA-22)	Health care Consulting & Staffing Services, Inc.
Honolulu: (4-4-23-por 1)	Installation of 499 gallon liquid propane tank (2003/SMA-16)	The Gas Company/Desiree Leung, P.E.
Hawaii: South Kohala (6-9-7-8)	Construction of telecommunication antennas & equipment shelter at Outrigger Waikoloa	Nextel WIP / Sidney Fuke
Kauai: Waipouli (4-3-2-18)	Installation of flat panel antennas and communication (SMA (M) 2003-27)	Voice Stream PCS II Corp.
Maui: Paia (2-9-1-63)	Dwelling (SM2 20030035)	Wagner, nick
Maui: Wailuku (3-2-15-48)	Add office, storage & deck (SM2 20030036)	Pascual, Audie R / Emma R
Maui: (3-9-44-30)	Guest cottage (SM2 20030037)	Dela Cruz, Rene
Maui: Kihei (3-9-10-40)	Accessory dwelling (SM2 20030038)	Elliott, Robert
Maui: Kihei (3-9-18-22)	Construct equipment shelter (SM2 20030039)	Verizon Wireless
Maui: Makena (2-1-5-108)	Install chain link fence (SM2 20030040)	Makena Golf Corp.
Maui: Lahaina (4-6-30-14)	Alterations/additions (SM2 20030041)	Lokelani Construction Co., Inc.
Maui: Haiku (2-7-4-28)	Swimming pool (SM2 20030042)	Smith, Julie
Maui: Paia (2-6-5-33)	Interior alt/demo (SMX 20030146) Pending	Title Guaranty Escrow
Maui: Kapalua (4-2-4-21)	Renovate Kumulani chapel (SMX 20030147) Pending	Donald Bernshouse, Architect
Maui: Kihei (3-9-13-8)	Additional dwelling (SMX 20030148) Pending	Difrenna, Dianna
Maui: Wailea (2-1-8-74 & 75)	New store front (SMX 20030149) Pending	West, Robert
Maui: Wailea (2-1-25-45)	Dwelling, garage & pool (SMX 20030151) Pending	Robinson, Timothy
Maui: Kahului (3-8-1-9, 226 & 242)	Terminal improvements (SMX 20030153) Pending	Yoga, Davis, K.
Maui: Wailea (2-1-8-60)	Remodel (SMX20030155) Pending	Turner, Malcolm
Maui: Hana (1-4-4-22)	Remodel Hana Hotel spa (SMX 20030157) Pending	Maui Architectural Group, Inc.
Maui: Wailea (2-1-26-81)	Reiley residence (SMX 20030158) Pending	Lindig, Sylvia
Maui: Kihei (3-9-2-28)	Lanai & interior alterations (SMX 20030159) Pending	Island Design Center
Maui: Haiku (2-8-3-2)	Farm dwelling (SMX 20030160) Pending	Hamilton, Laird
Maui: Maalaea (3-6-8-6)	Craft fair (SMX 20030161) Pending	Maui's Best
Maui: Kaunapau Harbor (4-9-3-26)	Relocate Young Brothers trailer (SMX 20030162) Pending	Young Brothers, Ltd.
Maui: Haiku (1-2-2-47)	Install utility pole (SMX 20030163) Pending	Ebrus, Carl
Maui: Makena (2-1-70-85)	Campbell residence (SMX 20030164) Pending	Campbell, James R.
Maui: Kihei (3-9-43-101)	Patio, trellis & deck (SMX 20030165) Pending	Greene, Sandra M/Radleigh, Mark J.
Maui: Lahaina (4-6-4-26)	Tate Residence (SMX 20030167) Pending	Tate, Donnell
Maui: Kihei (2-1-24-80)	Dobson Residence (SMX 20030168) Pending	Destiny Homes
Maui: Makena (2-1-7-86)	Hewins Residence (SMX 20030169) Pending	Young, Richard S.
Maui: Paia (3-8-2-101)	Stone Residence (SMX 20030170) Pending	Stone, Marc
Maui: Kihei (3-9-8-28)	Extension (SMX 20030171) Pending	Dressler, Demian
Maui: Lahaina (4-3-9-2)	Noelani Apt bldgs A, B & C Re-roofing (SMX 20030174, 75, & 76) Pending	Beachside Roofing

# Pollution Control Permit Applications

APRIL 8, 2003

## 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

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Covered Source Permit	ConocoPhillips Co. CSP 0202-01-C (Renewal and Significant Modification)	411 Pacific Street, Honolulu, Oahu	Issued: 3/17/03	Honolulu Petroleum Bulk Loading Terminal
Clean Air Branch, 586-4200, Covered Source Permit	U. S. Air Force, 15 <sup>th</sup> Air Base Wing CSP 0209-01-C (Minor Modification)	Hickam Air Force Base, Oahu	Issued: 3/21/03	Various Equipment
Clean Air Branch, 586-4200, Covered Source General Permit	Owner/Operator of a Dry Cleaning Facility CSP 0093-CG	Within the State of Hawaii	Issued: 3/24/03	Small Area Source Dry Cleaning Facility
Clean Air Branch, 586-4200, Covered Source General Permit	Owner/Operator of a Dry Cleaning Facility CSP 0094-CG	Within the State of Hawaii	Issued: 3/24/03	Large Area Source Dry Cleaning Facility

### Office of Solid Waste Management

Permit Type	Applicant & Application Number	Project Location	Application Received	Proposed Use
Permit (New)	Lenox Metals, LLC	91-185 Kalaeloa Blvd. Kapolei, HI 96707	2/28/2003	Recycling - Metals, Electronics, Batteries
Permit-by-Rule (New)	American Hauling, Inc.	Waialua, Oahu	3/3/2003	Recycling
Permit-by-Rule (New)	County of Maui	Wahine Pio Rd., Kahului, HI 96732	3/5/2003	Recycling Drop Box
Permit (New)	Land Breeze, Inc.	91-265 Olai St., Kapolei, HI 96707	3/10/2003	Recycling - Concrete
Permit-by-Rule (New)	Reynolds Recycling, Inc.	424 Dairy Rd., Kahului, HI	3/10/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling, Inc.	220 Papa Pl, Kahului, HI 96732	3/10/2003	Recycling
Permit (Renewal)	Director of Public Works, HQ, USAG-HI APVG-GW	Building 1087B, McHahon Rd. Schofield Barracks, HI 96857	3/13/2003	Recycling
Permit (New)	Big Island Scrap Metal, LLC	South Hilo Landfill	3/17/2003	Salvage
Permit (New)	Big Island Scrap Metal, LLC	Old Kona Landfill	3/17/2003	Salvage

# Pollution Control Permit Applications

APRIL 8, 2003

## Department of Health Permits (continued)

### Safe Drinking Water Branch

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	Lesley J. Murakami UH-2012	Collegian Apartments Drainage Wells 1377 Kapiolani Street, Hilo	n/a	Permit renewal of 3 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Lesley J. Murakami UH-2013	Collegian Apartments Cesspools 1377 Kapiolani Street, Hilo	n/a	Permit renewal of 3 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Gerald Kodama UH-2212	Kikaha Heights Subdivision Kikaha Street, Hilo TMK (3) 2-4-003:074	tba	Construction of one injection well for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Airports Division, Department of Transportation State of Hawaii UH-1355	Kona International Airport @ Keahole Wastewater Treatment Plant	n/a	Abandonment of 12 injection wells used for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Kaupulehu Waste Water Company UH-1927	Kaupulehu Wastewater Treatment Plant, Kailua-Kona TMK (3) 7-2-13:012	n/a	Permit renewal of 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners UH-1266	Kona Westwind Condominium 77-296 Kalani Way, Kailua-Kona	n/a	Permit renewal of 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258 UIC Permit	Brilhante Hawaii Real Estate, Inc. UH-2213	Kristiano Street Cul-De-Sac, Pacific Plantation I-B, Kukuau 2nd Kaumana, Hilo TMK (3) 2-5-61:80	tba	Construction of one injection well for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Parks & Recreation, County of Hawaii UH-2214	Coconut Island (Wastewater Injection Well) Keliipio Place, Hilo TMK (3) 2-1-03:19	n/a	Registration of one injection well for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	15th Civil Engineering Squadron, Dept. of the Air Force UO-1354	Bellows Air Force Station, Waimanalo TMK (1) 4-01-015:1	n/a	Permit renewal of 10 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners UO-1202	Pu uiki Hale Condominium 68-077 A`u Street, Waialua	n/a	Permit renewal of 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners UK-1938	Makahuena Resort 1661 Pe`e Road, Po`ipu, Koloa	n/a	Permit renewal of 2 injection wells for sewage disposal.



## NEPA FONSI for Determination of Nonregulated Status for Cotton Genetically Engineered for Glufosinate Herbicide Tolerance

On February 12, 2002, the Animal and Plant Health Inspection Service (APHIS) received a petition (APHIS Petition No. 02-042-01p) from Aventis CropScience (Aventis) of Research Triangle Park, NC, requesting a determination of nonregulated status for cotton (*Gossypium hirsutum* L.) designated as Transformation Event LLCotton25 (LLCotton25), which has been genetically engineered for tolerance to the herbicide glufosinate. The Aventis petition states that the subject cotton should not be regulated by APHIS because it does not present a plant pest risk. LLCotton25 has been genetically engineered to contain a bar gene isolated from *Streptomyces hygroscopicus* strain ATCC21705. The bar gene encodes phosphinothricin-N-acetyltransferase (PAT), and the PAT enzyme catalyzes the conversion of L-phosphinothricin, the active ingredient in glufosinate, to an inactive form, thus conferring tolerance to the herbicide. Expression of the added genes is controlled in part by gene sequences from the plant pathogens cauliflower mosaic virus and *Agrobacterium tumefaciens*. *Agrobacterium*-mediated gene transfer was used to transfer the added genes into the recipient Coker 312 cotton variety. LLCotton25 has been considered a regulated article under the regulations because it contains gene sequences from plant pathogens. This cotton has been field tested since 1999 in the United States under APHIS notifications. In the process of reviewing the notifications for field trials of the subject cotton, APHIS determined that the vectors and other elements were disarmed and that the trials, which were conducted under conditions of reproductive and physical confinement or isolation, would not present a risk of plant pest introduction or dissemination. Based on its analysis of the data submitted by Aventis, a review of other scientific data, field tests of the subject cotton, and comments submitted by the public, APHIS has determined that LLCotton25: (1) Exhibits no plant pathogenic properties; (2) is no more likely to become weedy than the non-transgenic parental line or other cultivated cotton; (3) is unlikely to increase the weediness potential for any other cultivated or wild species with which it can interbreed; (4) will not cause damage to raw or processed agricultural commodities; (5) will not harm threatened or endangered species or organisms that are beneficial to agriculture; and (6) should not reduce the ability to control pests and weeds in cotton or other crops. An environmental assessment (EA) was prepared under the National Environmental Policy Act (NEPA) to examine the potential environmental impacts associated with a determination of nonregulated status for Aventis' LLCotton25. Based on that EA, APHIS has reached a finding of no significant impact (FONSI) with regard to its determination that LLCotton25 and lines developed from it are no longer regulated articles. For more information, contact Dr. Susan Koehler, Biotechnology Regulatory Services, APHIS, Suite 5B05, 4700 River Road Unit 147, Riverdale, MD 20737-1236; (301) 734-4886. To obtain a copy of the determination or environmental assessment and finding of no significant impact, contact Ms. Kay Peterson at (301) 734-4885; e-mail: Kay.Peterson@aphis.usda.gov (see, 68 F.R. 13892, March 21, 2003).

## Strategic Plan for North American Cooperation in the Conservation of Biodiversity

The U.S. Environmental Protection Agency (EPA) is seeking comments on the final draft of the Strategic Plan for North American Cooperation in the Conservation of Biodiversity (Strategic Plan). The Strategic Plan has been prepared by the Secretariat of the Commission for Environmental Cooperation (CEC), under the North American Agreement on Environmental Cooperation, in coordination with representatives from Canada, Mexico, and the United States. Please submit or postmark written comments on the final draft document by April 21, 2003. Comments should be sent to Patrick Cotter, Office of International Affairs (2260R), U.S. Environmental Protection Agency, and 1300 Pennsylvania Avenue, NW., Washington, DC 20004. Faxed comments should be sent to Patrick Cotter at (202) 565-2409. Comments can also be sent by email to Cotter.Patrick@epa.gov. For details, contact Patrick Cotter by telephone at (202) 564-6414 or by email at Cotter.Patrick@epa.gov (see, 68 F.R. 13930, March 21, 2003).

## Regional Pesticide Environmental Stewardship Grants Competition

The U.S. Environmental Protection Agency (EPA) announced the availability of about \$0.5 million in fiscal year 2003 grant/cooperative agreement funds under the section 20 of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) as amended. This funding is for grants to States and federally recognized Native American tribes for research, public education, training, monitoring, demonstrations, and studies that advanced pesticide risk reduction. Applications must be received by Region 9 of the EPA on or before May 16, 2003. EPA will make its award decisions by June 20, 2003. For details contact Paul Feder by mail: at the U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, (CMD-1), San Francisco, CA 94105; or by telephone at (415) 947-4160; or by electronic mail at feder.paul@epa.gov (see, 68 F.R. 13301, March 19, 2003).

## Critical Habitat Designation for 41 Plant Species from the Island of Moloka'i

In a final rule effective April 17, 2003, the U.S. Fish and Wildlife Service (FWS) has designated critical habitat pursuant to the Endangered Species Act of 1973, as amended (Act), for 41 of 51 species known historically from the island of Moloka'i. A total of approximately 24,333 acres of land on Moloka'i fall within the boundaries of the 88 critical habitat units designated for 41 species. The final rule also determined that designating critical habitat would not be prudent for one species, *Pritchardia munroi*. Comments and materials received, as well as supporting documentation used in preparation of this final rule will be available for public inspection by appointment during normal business hours at the U.S.

# Federal Notices

APRIL 8, 2003

Fish and Wildlife Service's Honolulu office. For details, contact Paul Henson by telephone at (808) 541-3441 (see, 68 F.R. 12982, March 18, 2003).

## National Pollutant Discharge Elimination System

On April 9, 2002, the U.S. Environmental Protection Agency (EPA) published proposed standards for cooling water intake structures at Phase II existing facilities (see, 67 F.R. 17122). EPA received voluminous comments and data submissions during the 120-day public comment period on the proposal. However, many commenters, including both industry and environmental groups requested additional time to review the proposal and the supporting record to prepare further comments. Therefore, EPA announces the availability of data supporting proposed standards for cooling water intake structures at Phase II existing facilities as part of implementing section 316(b) of the Clean Water Act and is reopening the public comment period. The proposed rule would implement the CWA §316(b) for certain power producing facilities that employ a cooling water intake structure and that withdraw 50 million gallons per day or more from rivers, streams, lakes, reservoirs, estuaries, oceans, or other waters of the United States for cooling purposes. Send an original and three copies of your comments to the Water Docket, Environmental Protection Agency, Mailcode 4101T, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460, Attention Docket ID No. OW-2002-0049. All comments must be postmarked or received on or before midnight, June 2, 2003 (see, 68 F.R. 13522, March 19, 2003).

## Pollution Prevention Grants Competition

The U.S. Environmental Protection Agency (EPA) announced the availability of about \$5 million in fiscal year 2003 grant/cooperative agreement funds under the Pollution Prevention (P2) grant program. This funding is for grants to States and federally recognized Native American tribes for research, public education, training, monitoring, demonstrations, and studies that address the reduction or elimination of pollution across environmental media and to strengthen the efficiency and effectiveness of pollution prevention technical assistance programs in providing source reduction to businesses. Applications must be received by Region 9 of the EPA on or before May 16, 2003. EPA will make its award decisions by June 20, 2003. For detailed information and submission deadlines, contact Leif Magnuson by mail: at the U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, (WST-7), San Francisco, CA 94105; or by telephone at (415) 972-3286; or by electronic mail at magnuson.leif@epa.gov (see, 68 F.R. 11391, March 10, 2003).

## Fishery Meetings

The Western Pacific Fishery Management Council (Council) will hold the following meetings at 1164 Bishop Street, Suite 1400, Honolulu: April 16-17, 2003 from 8:30 A.M. to 5:00 P.M. each day, Coral Reef Ecosystem Plan Team (CREPT); April 18, 2003, from 8:30 A.M. to 5:00 P.M., a joint meeting of the CREPT, the Crustacean Plan Team (CPT) and the Precious Coral Plan Team (PCPT); April 22-23, 2003, from 8:30 A.M. to 5:00 P.M. each day, Bottomfish Plan Team (BPT); and, April 24-25, 2003, from 8:30 P.M. to 5:00 P.M. each day, the Pelagics Plan Team (PPT). For more information and agendas call (808) 522-8220 (see, 68 F.R. 15436, March 31, 2003).

## Call for Applications - Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Advisory Council

The Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve is seeking applicants for vacant seats on its Reserve Advisory Council for three-year terms. Applications may be obtained from Moani Pai, 6700 Kalaniana'ole Highway, Suite 215, Honolulu, Hawai'i 96825, telephone (808) 397-2661 or online at <http://hawaiiireef.noaa.gov>. Completed applications must be postmarked no later than May 1, 2003, and these should be sent to the same address. For details, call Aulani Wilhelm at (808) 397-2657 (see, 68 F.R. 15705, April 1, 2003).

## Beaches Environmental Assessment and Coastal Health Act

The Beaches Environmental Assessment and Coastal Health Act (BEACH Act) signed into law on October 10, 2000, amends the Clean Water Act incorporating provisions to reduce the risk of illness to users of the Nation's recreational waters. The BEACH Act authorizes the U. S. Environmental Protection Agency (EPA) to award program development and implementation grants to eligible States, tribes and local governments to support microbiological testing and monitoring of coastal recreation waters that are adjacent to beaches or similar points of access used by the public. BEACH Act grants also provide support for the development and implementation of programs to notify the public of the potential exposure to disease-causing microorganisms in coastal recreation waters. If all 35 eligible states and territories apply and meet the requirements, the distribution of the \$9.935 million in funds will include \$322,897 for Hawai'i. Recipients are not required to provide matching funds at this time. Applications need to be submitted to Terry Fleming, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, WTR-2, San Francisco, California 94105, telephone (415) 972-3462, electronic mail [fleming.terrence@epa.gov](mailto:fleming.terrence@epa.gov) (see, 68 F.R. 15446, March 31, 2003).

# Environmental Council Notices

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## Draft Comprehensive Exemption List for the City and County of Honolulu, Department of Facility Maintenance

*Editor's Note: The public is invited to send comments on the proposed list to Mr. Michael Faye, Chairperson, Environmental Council c/o OEQC, 235 S. Beretania St., Rm.. 702, Honolulu, HI 96813 by May 8, 2003.*

*Pursuant to Section 11-200-8(a) Hawaii Administrative Rules, the following types of action shall generally be declared exempt by the Department of Facility Maintenance from requirements to prepare an environmental assessment.*

EXEMPTION CLASS #1: Operation, repairs, or maintenance of existing structures, facilities, equipment or topographic features involving negligible or no expansion or change of use beyond that previously existing:

1. Abandoned vehicle pickup.
2. Building interior and exterior painting.
3. Building interior and exterior repair.
4. Bulky item pickup.
5. Chemical control of vector.
6. Litter container pickup.
7. Manhole and junction boxes cover adjustment.
8. Parking lot cleaning and repair.
9. Pavement markings restoration.
10. Pavement resurfacing and striping.
11. Refuse collection schedule changes.
12. Reroofing.
13. Roadside maintenance and repair.
14. Sidewalk repair and cleaning.
15. Street repair and cleaning.
16. Storm drain maintenance and repair.
17. Injection wells maintenance and repair.
18. Vehicle repair, testing, and maintenance.
19. Wilson Tunnel repair and cleaning.
20. Vegetation clearing from stream.

Work under this exemption would be performed by the Division of Road Maintenance on improved and unimproved drainage ditches, swales, and streams under the department's jurisdiction. Work would

involve removing and cutting of debris, brush, grass (predominantly California and honohono grasses), and occasional koa trees up to three inches in diameter to restore channel capacity. The equipment to be used to haul the vegetation and debris to a sanitary landfill. The herbicide Dowpon, which has been approved by the Department of Health, would be sprayed on the earth embankment after the cutting has been completed. The herbicide Roundup would be applied routinely to banks of streams, canals, and ditches and to waterways when dry to control overgrowth. No direct application to any body of water will be made. The herbicide Diquat 2 will be used for weed control when direct application to water in streams, canals, and ditches is unavoidable. Diquat 2 will be applied by or under the supervision of a certified applicator in accordance with Hawaii Administrative Rule, Chapter 66 of Title 4. The herbicide Rodeo will be applied to fresh or brackish bodies of water directly. All herbicides will be used under the following conditions:

- i. Label instructions will be strictly adhered to;
- ii. Dosage for Dowpon will be approximately 15-30 lbs. Per acre or as prescribed by the label; and
- iii. All herbicides will not be used in Kahana Stream, Punaluu Stream, or Kaluanui Stream.

Soil disturbance would be minimal, if any, and all work would be confined with the right-of-way.

21. Actions necessary for compliance with OSHA requirements.

22. Acquisition of land presently utilized as maintenance accessways, by easement or deed, for the purpose of stream cleaning.

23. Disposal of remnant parcels outside of the City and County right-of-way.

a. Parcel(s) not greater than 5,000 square feet for roadway improvement projects.

b. Parcel(s) not greater than 16,000 square feet for stream improvement projects.

24. Removing litter, debris and accumulated boulders from canals, streams and debris/catchments structures where such removal will not have an adverse impact on downstream waters, bays, or the environment.

25. Repair of chain link fencing and gates.

26. Repair of air conditioning and ventilator equipment.

EXEMPTION CLASS #2: Replacement or reconstruction of existing structures and facilities where the new structure will be located generally on the same site and will have substantially the same purpose, capacity, density, height, and dimensions as the structure replaced.

1. Berms, replacement and repair.
2. Bridge repair.
3. Building modification (no change in use).
4. Drainage structure replacement and repair.
5. Driveway replacement.
6. Equipment replacement.
7. Exterior door replacement.
8. Footbridge replacement.
9. Guard rail replacement and repair.
10. Stream retaining wall replacement and repair.
11. Street signs.
12. Storm drain line replacement and repair.
13. Telemetering equipment replacement and repair.

EXEMPTION CLASS #3: Construction and location of single, new, small facilities or structures and the alteration and modification of the same and installation of new, small, equipment and facilities and modification of same, including, but not limited to: (A) Single-family residences less than 3,500 square feet not in conjunction with the building of two or more such units; (B) Multi-unit structures designed for not more than four dwelling units if not in conjunction with the building of two or more such structures; (C) Stores, offices, and restaurants designed for total occupant load of 20 persons or less per structure, if not in conjunction with the building of two or more such structures; and (D) Water, sewage, electrical, gas, telephone, and other essential public utility services extension to serve such structure or facilities; accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences; and, acquisition of utility easements.

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1. Air conditioning and ventilation installation.
2. Carports.
3. Equipment installation in existing building.
4. Existing storm drain extension.
5. Expansion of existing pump station and forcemain to master planned capacity (additional pumping equipment, pipe and appurtenances).
6. Fencing.
7. Field office.
8. Guardrail.
9. Loading areas.
10. Minor local storm runoff pump station.
11. Modification, required conforming to Federal, State and Local Regulations or codes.
12. Pavement markings.
13. Sidewalk and covered walkway.
14. Street improvement.
15. Street signs.
16. Storm drain line modification.
17. Utility connection (electric, gas, water).
18. Window modification.
19. Minor street widening and improvements within existing City and County street right-of-way.
20. Cathodic protection of pipelines and equipment.
21. Installation of storm water filtration.

**EXEMPTION CLASS #4:** Minor alterations in the conditions of land, water, or vegetation.

1. Berm.
2. Chemical control of vegetation.
3. Drainage ditch.
4. Footpath.
5. Ground improvements.
6. Landscaping and sprinkler system.
7. Seepage drain.
8. Shoulder.
9. Bikepath in existing City and County right-of-way.

**EXEMPTION CLASS #5:** Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource.

1. Chemical and bacteriological laboratory analysis.

2. Fresh and saline water sampling.
3. Industrial waste sampling and analysis.
4. Monitoring device installation.
5. Receiving of water monitoring program.
6. Sediment study and survey.
7. Storm water runoff sampling and analysis.
8. Stream study and survey.
9. Monitoring injection wells.

**EXEMPTION CLASS #6:** Construction or replacement of minor structures accessory to existing facilities.

1. Exterior lighting. Purchase of supplies.
2. Portable building.

**EXEMPTION CLASS #7:** Interior alterations involving things such as partitions, plumbing, and electrical conveyances.

1. Air conditioning and ventilation.
2. Communications.
3. Computer equipment.
4. Partition.
5. Plumbing.
6. Electrical.
7. Door.
8. Window.

**EXEMPTION CLASS #8:** Demolition of structures, except those structures located on any historic site as designated in the national register or Hawaii register as provided for in the National Historic Preservation Act of 1966, Public Law 89-665, 16 U.S.C. §470, as amended, or Chapter 6E, HRS.

1. Architectural features removal.
2. Demolition of storm drain and their appurtenances.
3. Demolition of abandoned vehicles.
4. Demolition of street improvements prior to street widening or adjustment.
5. Demolition of abandoned building and structure.

**EXEMPTION CLASS #9:** Zoning variances except shoreline setback variances.

1. Building setback.

## **Comprehensive Exemption List for the Department of Water, County of Kauai [as approved by the Environmental Quality Commission, July 20, 1978] March 3, 2003**

*Editor's Note: The public is invited to send comments on the proposed list to Mr. Michael Faye, Chairperson, Environmental Council c/o OEQC, 235 S. Beretania St., Rm.. 702, Honolulu, HI 96813 by May 8, 2003.*

*Pursuant to Section 11-200-8(a) Hawaii Administrative Rules, the following types of action shall generally be declared exempt by the Department of Water, County of Kauai from requirements to prepare an environmental assessment.*

**Exemption Class #1:** Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features, involving negligible or no expansion or change of use beyond that previously existing.

1. Painting of building exterior or interior.

2. Repair of damage to building exterior or interior caused by termites, dry rot, and so forth.

3. Fumigation and treatment of buildings for termites, cockroaches, ants, vermin, and other pests using pesticides registered by the State Department of Agriculture and the EPA.

4. Floodlighting under 15 feet in height for security, safety, and decorative purposes.

5. Litter container pickup.

6. Manhole and meter box cover adjustment.

7. Parking lot cleaning.

8. Parking lot resurfacing and striping.

9. Reroofing.

10. Maintenance of spillways channels and streams by use of hand tools and light equipment, but not by use of herbicides.

11. Storm drain cleaning.

12. Vegetation clearing from vacant lot, except by use of herbicides.

13. Vehicle equipment tool repair, testing, and maintenance, including compressors, generators, tapping and boring

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machines, pipe cutters, small water pumps, welding and soldering equipment, electrical testing equipment, water analysis equipment and telemeter equipment.

14. Reservoir painting.

15. Well sealing.

16. Repair and maintenance of pipeline tunnels.

17. Repair and maintenance of access roads.

18. Mechanical control of vegetation along roadways, trails, and building sites.

19. Repair and maintenance of water mains, service connection meter, fire hydrant, fire standpipes, valves, manholes, stream gages, and monitor wells.

20. Repair and maintenance of water treatment equipment and facilities.

21. Repair and maintenance of water well and booster pumps, pressure break tank, surface and ground water intake, remote control valve, chlorination, and appurtenances.

22. Repair and maintenance of electrical equipment.

23. Repair and maintenance of cable cars, tracks, and winches.

24. Repair and maintenance of elevators.

25. Repair and maintenance of chain link fencing and gates.

26. Repair of curbs and sidewalks.

27. Repair and maintenance of reservoirs and pump buildings.

28. Repair and maintenance of retaining walls and screen walls.

29. Repair of air conditioning and ventilator equipment.

30. Repair of telemetered circuits and communication systems.

31. Repair of microwave reflectors, antennas, towers, and poles.

32. Repair of berms.

33. Repair of bridging for pipeline support.

34. Repair of drainage structures and storm drain lines.

35. Repair of footbridges.

36. Repair of guardrails.

37. Repair of electrical equipment.

38. Repair of fuel tanks.

39. Acquisition of land or easements on which existing facilities are situated.

40. Maintenance of grounds by such means as mowing, trimming, and weeding.

41. Control of plant growth, insects and weeds for landscaped grounds of the Department using pesticides and herbicides

approved by the State Department of Agriculture and the EPA, and under the supervision of certified applicators for spot treatments.

42. Temporary and permanent road patching for repair and maintenance of water facilities.

Exemption Class #2: Replacement or reconstruction of existing structures and facilities where the new structure will be located generally on the same site and will have substantially the same purpose, capacity, density, height and dimensions as the structure replaced.

[1.] [Replacement or reconstruction of existing structures, buildings, and facilities to the same size, capacity, and purpose.]

1. Replacement or reconstruction:  
a. Buildings, provided there would be no substantial change in use.

b. Bridging for pipeline support.

c. Berms.

d. Drainage structures.

e. Driveways.

f. Footbridges.

g. Stream retaining walls.

h. Curbs and sidewalks.

i. Basesyards.

j. Reservoirs.

k. Wells.

l. Booster pumps.

m. Pressure breaker tanks.

n. Surface and ground water intake.

o. Remote control valves.

p. Chlorination and water treatment.

2. Replacement of:

a. Equipment, including electrical and water treatment.

b. Doors.

c. Guard rails.

d. Fuel tanks.

e. Water meter service connections, fire hydrants, fire standpipes, valves, manholes, stream gages, and monitor wells.

f. Water well and booster pumps and appurtenances.

g. Air conditioning and ventilation systems.

h. Elevators.

i. Chain link fencing and gates.

j. Telemetered circuits and communication systems.

k. Microwave reflectors, antennas, towers and poles.

3. Replacement of waterlines and

appurtenances where no change in purpose is intended. Replacement may be size for size, or may involve an increase in pipe diameter if the existing waterline is inadequate to meet current Water System Standards and current zoning requirements.

4. Replacement of signs.

5. Replacement of vehicles, equipment, tools including compressors, generators, tapping and boring machines, small water pumps, welding and soldering equipment, electrical testing equipment, water analysis equipment and telemeter equipment.

Exemption Class #3: Construction and location of single, new, small facilities or structures and the alteration and modification of same and installation of new, small, equipment and facilities and the alteration and modification of same including but not limited to: (a) single family residences less than 3,500 square feet not in conjunction with the building of two (2) or more such units; (b) multi-unit structures designed for not more than four (4) dwelling units if not in conjunction with the building of two (2) or more such structures; (c) stores, offices and restaurants designed for total occupant load of twenty (20) persons or less, if not in conjunction with the building of two (2) or more such structures; (d) water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (e) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences; and acquisition of utility easements.

[1.] [Construction or installation of, or modification to, facilities such as pressure reducing valves, pressure relief valves, booster pumps, additional valves, water meters, and chlorination stations to improve the operational efficiency, dependability, and quality of the existing water system.

[2.] [Installation of fire hydrants to provide protection as established by the Rules and Regulations, Department of Water, Kauai.]

1. Construction or alteration of:

a. Carports and garages.

b. Cement rubble masonry, hollow block, or reinforced concrete walls not more than six feet in height.

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- c. Fencing.
- d. Guard rails.
- e. Sidewalks and covered walkways.
- f. Observation well shelters (kiosks).
- g. Stream gauging stations.
- h. Rain gauging stations.
- i. Telemetry and remote control (SCADA) equipment and appurtenances including interior or exterior cabinets, solar power equipment, antenna, electronic equipment, and telemetry equipment.
- j. Shelters for emergency generators at existing pump stations.
- k. Site security upgrades including fencing, access controls, intrusion alarms, security camera and telemetry.
  - 1. Existing buildings and facilities to comply with the Americans with Disabilities Act (ADA) requirements.
  - 2. Installation or modification of:
    - a. Office air conditioning and ventilation.
    - b. Equipment in existing buildings, such as emergency electric generators in existing water pump stations.
    - c. Storm drain lines.
    - d. Intrusion alarm systems.
    - e. Monitoring devices.
    - f. Water meter service connections and service laterals.
    - g. Motor control center and chlorinator building.
    - h. Telemeter and other monitoring and control equipment.
  - 3. Extension of existing waterline to complete grid.
  - 4. Over sizing of new pipelines as allowed by Department Rules pertaining to Extensions of Mains.
  - 5. Extension of existing storm drain.
  - 6. Installation of new meter service connections off existing mains within road right-of-way.
  - 7. Expansion of existing well and booster pump station to master planned capacity, including installations of filtration, water treatment and additional pumping equipment and appurtenances, provided circumstances have not changed substantially from the time the master plan was prepared.
  - 8. Installation of new water mains and fire hydrants to provide fire protection.
  - 9. Installation of temporary emergency water well pumping, filtration, and water treatment equipment.

10. Construction of additional storage capacity on existing distribution system within existing tank site use as pressure breaker tank and provided fireflow and peak hour usage.

11. Installation of monitoring equipment and facilitators for measuring physical, chemical, biological parameters of water quality.

12. Alteration to water well pumping equipment including installation of control valves, chlorination systems or alteration of pumps.

13. Water service connections.

14. Utility connections for electricity, gas, and sewage.

15. Window modifications.

16. Installation of new fire hydrants off existing pipeline for fire protection.

17. Relocation of fire hydrant or fire standpipe to clear new construction such as a driveway or to eliminate a hazardous condition.

18. Installation of telemetering equipment and wires.

19. Installation of signs.

20. Installation of filtration and water treatment equipment.

21. Installation of pressure regulating equipment such as booster pumps, pressure reducers, pressure relief, etc. where the intent is to route water from one pressure zone to the next.

Exemption Class #4: Minor alterations in the conditions of land, water, or vegetation.

- 1. Construction of berms.
- 2. Tree trimming, grubbing and mowing of landscape at lawn areas, planting of trees, other plants, and sods, and pruning of trees and shrubs.
- 3. Construction of drainage ditches.
- 4. Construction of footpaths.
- 5. Landscaping and installation of sprinkler system.
- 6. Construction of seepage drains, including dry wells.
- 7. Minor ground adjustments for landscaping purposes or for leveling grounds for which grading permits are not required.
- 8. Temporary access roads with minimal grading and tree removal to repair and maintain security of existing facilities.
- 9. Incident cleaning of land and

preliminary site work for surveying, engineering design, and geologic and hydrologic studies.

Exemption Class #5: Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource.

[1.] [Drilling and testing of exploratory wells for the purpose of determining availability and quality of a subsurface water supply.]

[2.] [Surveying and geologic and hydrologic studies with associated site work and minor trimming of vegetation.]

[3.] [Installation of monitoring equipment and appurtenances for the collection and recording of data, such as pressures and flow.]

- 1. Chemical, bacteriological, and viral laboratory analysis.
- 2. Fresh and saline water sampling.
- 3. Recycling of wastewater study.
- 4. Stream study and survey.
- 5. Subsurface exploration soil boring and archaeological investigation. Archaeological investigations include historical research and archaeological inventory surveys, including subsurface test pits.
- 6. Collection of geologic samples.
- 7. Leak detection survey.
- 8. Use at any one time or not more than 2.8 curies of americium 241 and the storage of the same radioactive material for well logging purposes in accordance with the requirements of the USA Nuclear Regulatory Commission.
- 9. Surveying, engineering design, and geologic and hydrologic studies with minor trimming of vegetation.

10. Surveying work to verify control points and topographic work.

11. Drilling and testing of monitor wells as defined by the Commission on Water Resources Management. The well shall not be capable of being used or intended to be used to withdraw ground water for the purposes of exploring or developing ground water.

12. Collection of water samples for bacteriological and chemical analysis.

Exemption Class #6: Construction or placement of minor structures accessory to existing facilities.

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1. Construction at existing facilities of small new buildings or small building additions, such as storage sheds, offices, or shower/locker rooms.

2. Installation of exterior lighting.

3. Construction or location of portable field buildings.

4. Construction or location of temporary field buildings.

5. Installation of underground fuel tanks and dispensers.

6. Construction or installation of supervisory control and data acquisition (SCADA) system equipment and appurtenances.

7. Construction or installation of security improvements.

Exemption Class #7: Interior alterations involving such things such as partitions, plumbing, and electrical conveyances.

1. Partition installation, relocation, or removal.

2. Plumbing installation, relocation, or removal.

3. Electrical installation, relocation, or removal.

4. Door installation, relocation, or removal.

5. Window installation, relocation, or removal.

Exemption Class #8: Demolition of structures, except those structures located on any historic site as designated in the national register or Hawaii register as provided for in the National Historic Preservation Act of 1966, Public Law 89-665, 16 U.S.C., Section 470, as amended, or Chapter 6E, Hawaii Revised Statutes.

1. Removal of architectural features.

2. Demolition of abandoned buildings and structures.

3. Demolition of reservoirs and other abandoned water system appurtenances.

4. Removal and disposal of demolition materials.

5. Demolition of sidewalks and curbs.

Exemption Class #9: Zoning variances except shoreline setback variances.

1. Building set-back variances.

Exemption Class #10: Continuing administrative activities including, but not limited to purchase of supplies and personnel-related actions.

1. Purchases of supplies, services, and equipment to support existing operations.

2. Personnel-related actions.

3. Subdivision of Board of Water Supply property to accommodate State or County road improvement projects.

4. Consolidation of existing parcels required over a period of time.

5. Acquisition of land easements on which water system facilities and appurtenances are presently situated or under construction.

[As stipulated by EIS Regulation 1:33b, all exemptions under this list are inapplicable when the cumulative impact of planned successive action of the same type, in the same place, over time, is significant, or when an action that is normally insignificant in its impact on the environment may be significant in a particularly sensitive environment.]

Note: As stipulated by Section 11-200-8(a) HAR, if an exempt action is proposed in a particularly sensitive environment or if successive exempt actions could have a cumulative significant impact, the exempt status of the action would be invalid. Environmentally sensitive areas include flood plains, wetlands, beaches, and coastal areas, erosion-prone areas, geologically hazardous land, critical habitat and estuaries.

