

The Environmental Notice

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



LINDA LINGLE
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 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

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

Telephone (808) 586-4185
Facsimile (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

JULY 23, 2003

Kona Fish Farm near NELHA

Kona Blue Water Farms is applying for an ocean lease over 81 acres, offshore from Unualoha Point, in Kona, for an open ocean fish farm. These waters are adjacent to Natural Energy Laboratory of Hawaii Authority and the Keahole-Kona International Airport. The farm will cultivate only local Hawaiian species that will be reared in hatcheries. Initially, these will be mahimahi and kahala; later this might include opakapaka and other deep water species. The farm will consist of six grow-out pens (three submersible cages and three surface

pens) of around 80 feet diameter, and two smaller nursery pens. The farm will only feed pellet food to the fish. The farm will be over bare sand, in 150 ft - 200 ft of water. Cages at the center of the lease area will be almost 2,000 feet from the shoreline.

The public will be permitted to traverse or fish within the outer 72 acre area, which will only contain the mooring and anchor arrays. Public access will be restricted only to the central 9 acre area, which will contain the net pens and cages. See page 11.

More Lanikai Seawalls

New seawalls are planned on two contiguous shoreline parcels at 1310A and 1318 Mokulua Drive in Lanikai on O'ahu's windward coast. The seawall will be of concrete-rubble masonry (CRM) construction. It will be constructed landward of the certified shoreline along the 150-foot frontage of the two parcels, entirely within the 40-foot shoreline setback. The proposed structure is a gravity wall design, with a foundation set three feet below mean sea level (MSL). It will be approximately eight feet wide at the base, tapering to two feet wide at the top. A safety railing will be placed on top of the seawall. See page 3.

New Fire Department HQ

The City and County of Honolulu, proposes to construct a new Headquarters Complex for the Honolulu Fire Department. The Headquarters Building will be located at the intersection of Queen and South Streets in the city of Honolulu, District of Honolulu, Hawai'i.

The proposed project includes 1) constructing a 32,000 square foot building, 2) renovating the historic Kaka'ako Fire Station into a museum, 3) renovating/repairing the existing Kaka'ako Fire Station and 4) demolishing an existing maintenance building and developing a 50-stall parking lot in its place. See page 3.

Search for Documents

Need to do a systematic search for environmental documents? A modified Google search engine has been placed on the Department of Health website. By typing in a key word or key phrase Google will search all websites in the DOH domain, including OEQC.

Search results go back through *The Environmental Notice* (titles and text) to the beginning of 1997. If you need to find something that's likely to appear in an edition earlier than 1997 call the Office for assistance, and we'll do it the old-fashioned way.

The Google link is at the bottom of the navigation bar at:

<http://www.state.hi.us/health/oeqc/index.html>.

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Draft Environmental Assessments



(1) Honolulu Fire Department Headquarters Complex

District: Honolulu
TMK: 2-1-031: 15, 18
Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street
Honolulu, Hawai'i 96813
Contact: Greg Hee (527-6977)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Gerald Park Urban Planner (596-7484)
1221 Kapi'olani Boulevard, Suite 211
Honolulu, Hawai'i 96814

Public Comment

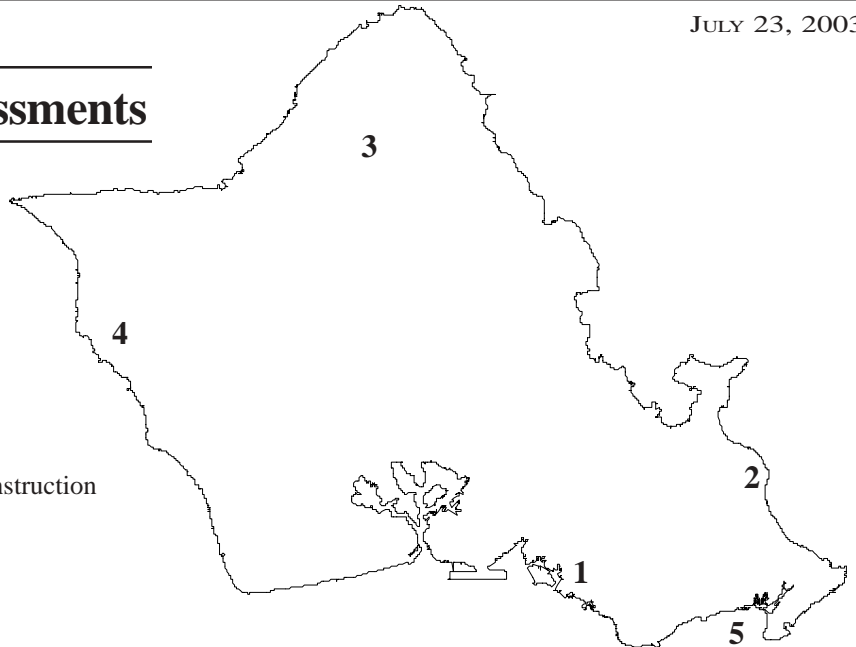
Deadline: August 22, 2003
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

Permits Required: Building, ROW, Zoning Waiver, Pollution Control Variance

The Department of Design and Construction, City and County of Honolulu, proposes to construct a new Headquarters Complex for the Honolulu Fire Department. The Headquarters Building will be located at the intersection of Queen and South Streets in the city of Honolulu, District of Honolulu, Hawai'i. The property is identified as tax map key 2-1-031: 015 (20,449 sf) and 018 (49,384 sf) with a total land area of 69,833 square feet or 1.603 acres.

The proposed project includes 1) constructing a 32,000 square foot (gross) Headquarters Building for the Honolulu Fire Department, 2) renovating the historic Kaka'ako Fire Station into a Fire Department museum, 3) renovating/repairing the existing Kaka'ako Fire Station which houses an operational fire company (Engine 9), and 4) demolishing an existing maintenance building and developing a 50-stall parking lot in its place.

The construction cost for the headquarters building is estimated at \$12.75 million and will be funded by the City and County of Honolulu. Construction will commence after all land use and building permits are received. A 24-month



construction period is projected. The Headquarters Building will be built first followed by renovations to the historic Kaka'ako Fire Station and improvements to the Kaka'ako Fire Station.

Construction costs for renovating the Old Kaka'ako Fire Station are estimated at \$1.5 million and improvements to Fire Station No. 9 are estimated at \$.75 million. All costs will be borne by the City and County of Honolulu.



(2) Lanikai Shore Protection Structures

District: Ko'olaupoko
TMK: 4-3-04: 76 and 98
Applicant: Christina C. Foytich (4-3-4: 98)
5411 Kilauea Place
Honolulu, Hawai'i 96816
and
Richard and Elizabeth Grossman (4-3-4: 76)
1318 Mokulua Drive
Honolulu, Hawai'i 96734

Approving Agency/Accepting

Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street, 7th Floor
Honolulu, Hawai'i 96813
Contact: Ardis Shaw-Kim (527-5349)

O'ahu Notices

JULY 23, 2003

Consultant: PlanPacific Inc.
345 Queen Street, #802
Honolulu, Hawai'i 96813
Contact: Robin Foster (521-9418)

Public Comment

Deadline: August 22, 2003
Status: DEA First Notice pending public comment.
Address comments to the applicants with copies to the approving agency or accepting authority, the consultant and OEQC.

Permits

Required: SSV

The project site is located on two contiguous shoreline parcels at 1310A and 1318 Mokulua Drive in Lanikai on O'ahu's windward coast. The seawall will be of concrete-rubble masonry (CRM) construction. It will be constructed landward of the certified shoreline along the 150-foot frontage of the two parcels, entirely within the 40-foot shoreline setback. The proposed structure is a gravity wall design, with a foundation set three feet below mean sea level (MSL). It will be approximately eight feet wide at the base, tapering to two feet wide at the top. The top of the wall will be at or slightly above the grade of the rear yards which varies from +8 to +10 feet above MSL. A safety railing will be placed on top of the seawall.

The area behind the wall will be excavated and back filled with granular fill wrapped in geotextile filter fabric. The back fill and proposed weep holes will allow the relief of water pressure created by storm water runoff or when waves overtop the seawall during storm events. A stairway is planned for each lot, in order to facilitate access to the ocean. No portion of the stairs will extend seaward of the certified shoreline. Following construction, the existing seabags currently located seaward of the proposed seawall will be removed.

Final Environmental Assessments (FONSI)



(3) Helemano Watershed Protection Project

District: Waialua
TMK: 6-3-001: 001
Applicant: Kamehameha Schools
567 South King Street, Suite 200
Honolulu, Hawai'i 96813
Contact: Manabu Tagomori (534-3866)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Matthew Myers (587-0382)
Status: FEA/FONSI issued, project may proceed.

Permits

Required: CDUA

Kamehameha Schools, in a cooperative effort with the State of Hawai'i, Division of Forestry and Wildlife, U.S. Army Garrison, Hawai'i and U.S. Fish and Wildlife Service, proposes the construction of an ungulate exclosure fence encircling the upper reaches of the Helemano Stream Drainage, Ko'olau Mountains, O'ahu. By eliminating the destructive impact of feral pigs in the project area, this project is directed at the protection of ecosystems as well as rare and endangered species.

The project will enclose approximately 200 acres of native Ko'olau wet forest, constructing about 2750 meters of 42" hogwire fence. The project is one component of ongoing efforts to protect native forest ecosystems and rare, threatened and/or endangered flora and fauna in the area. Nine species of listed, proposed, candidate, or rare plant species and one endangered tree snail specie are found in the project area.

Fence construction will entail hand clearing a 10-foot wide corridor through vegetation for the fence line. The outside of the fence will be skirted along the base with a hogwire apron. The exclosure will be maintained as pig free. Potential impacts include short-term increase in soil disturbance along the fence line, destruction of common native vegetation, and effects on rare and endangered plant and animal species, cultural resources, and the Ko'olau Summit Trail. Impact mitigation measures include conducting expert surveys of the fence route to ensure that no biological or cultural resources are within the fencing clearing corridor and retaining the integrity of the Ko'olau summit trail.



(4) Makaha Beach Park Canoe Halau

District: Wai'anae
TMK: 8-4-001:12 and 8-4-002:47
Applicant: City & County of Honolulu
Department of Design & Construction
650 South King Street
Honolulu, Hawai'i 96813
Contact: Wesley Obata (523-4783)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Kauahikaua & Chun/Architects
567 South King Street Suite 108
Honolulu, Hawai'i 96813
Contact: Daniel Chun (526-2283)
Status: FEA/FONSI issued, project may proceed.
Permits Required: SMA Major, Grading, Building

City & County of Honolulu Department of Design and Construction proposes to build a Canoe Halau at Makaha Beach Park. Canoe Halau will provide shaded and secured storage for canoes during racing off-season. During prime racing season canoes will continue to be left on the sandy beach next to the ocean.

As an accessory building to enhance existing park recreational activities, no added toilet facilities or parking spaces are being provided. A small number of parking spaces are being removed in the under-utilized part of the parking area.

Initial planning focused on building a canoe halau on the oceanfront. Seasonally shifting sands, heavy scouring during storms, lack of adequate building foundation material, traffic congestion during canoe maneuvering, and blockage of ocean views led the Department of Design & Construction to consider a safer site on the mauka side of Farrington Highway.

Recommended site has superior site characteristics for construction and significantly less environmental impact than did the oceanfront site. Building design follows indigenous Hawaiian architectural design.

Canoe Halau is not anticipated to generate any significant adverse impacts on the environment. The purpose of this project is to enhance existing canoe recreational activities by protecting and securing existing canoes.



(5) Tompkins Single Family Residence

District: Honolulu
TMK: 3-9-26: 5
Applicant: ATS 1998 Trust (702-878-8066)
Trustees Andrew and Susan Tompkins
725 Rancho Circle
Las Vegas, NV 89107-4619

Approving Agency/Accepting

Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street, 7th Floor
Honolulu, Hawai'i 96813
Contact: Ardis Shaw-Kim (527-5349)
Consultant: Wilson Okamoto Corporation
1907 South Beretania Street, Suite 400
Honolulu, Hawai'i 96826
Contact: Rodney Funakoshi (946-2253)
Status: FEA/FONSI issued, project may proceed.
Permits Required: SSV; CDUP; Sec. 401 WQC; CZM
Consistency Determination; NPDES

The Applicant, ATS 1998 Trust, plans to construct a single-family residence on a 1.86 acre lot at Portlock, Oahu. The foot print of the house will occupy approximately 14,000 square feet and will reach a maximum of 25 feet above grade. In conjunction with construction of the single family dwelling, the applicant proposes work and structures within the 40-foot shoreline setback and State Conservation District including a drainpipe extension, earth movement (cut and fill), landscape improvements and repairs to an existing seawall.

Grading will occur over a four-week period and include importation of about 3,720 cubic yards of fill. To mitigate construction related impacts the applicant proposes to grass and mulch exposed areas and to erect silt fences around the perimeter of the project.

Landscape improvements within the 40-foot shoreline setback include planting ornamental trees and shrubs, grading, placement of existing on-site boulders to form a berm, rock-formed seating, fencing, stepping stones, irrigation and lighting.

A 36-inch concrete drainpipe that collects runoff from streets above the property presently discharges into an open drainage ditch on the property. From that point, storm water flows across the property to discharge at the shoreline. The applicant proposes to extend the drainpipe to the existing seawall, placing it in the drainage ditch and burying it.

At the seaward property boundary is an existing CMU seawall, approximately 150 feet long and 6 feet high as measured from the seaward side. The wall is old and in need of repair. Proposed improvements include placing a 6-inch layer of gunite over the seaward face of the seawall and placing a 24-inch wide concrete cap at the top.



Maui Notices

JULY 23, 2003

Draft Environmental Assessments



(1) Central Clubhouse for Boys & Girls Club of Maui

District: Wailuku
TMK: 3-8-07: portion of 01
Applicant: County of Maui
Department of Parks & Recreation
700 Hali'a Nakoia Street, Suite 2
Wailuku, Hawai'i 96793
Contact: Dyan Ariyoshi (270-7981)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Hiyakumoto & Higuchi Architects, Inc.
1860 Main Street
Wailuku, Hawai'i 96793
Contact: Calvin Higuchi (242-9705)

Public Comment

Deadline: August 22, 2003
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

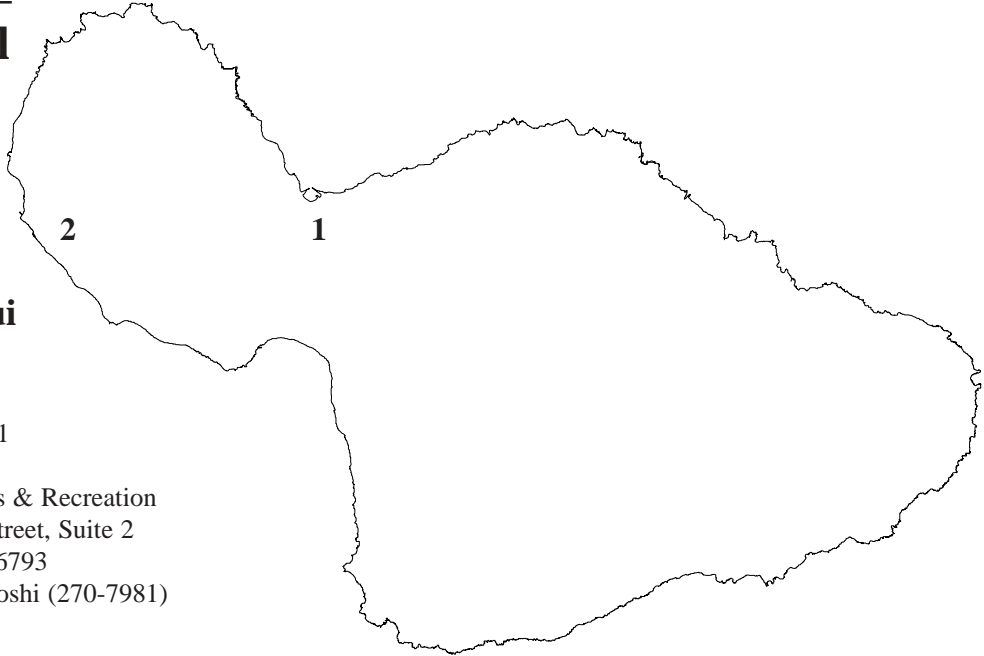
Permits

Required: SMA, Building, Grading, NPDES

The County of Maui Department of Parks & Recreation, in conjunction with the Boys & Girls Club of Maui (BGCM) proposes to develop the Central Clubhouse building and gymnasium adjacent to the existing 5,535 sq. ft. BGCM building in Keopuolani Park at 100 Kanaloa Avenue in Kahului. The proposed site encompasses approximately 4 acres (which will be delineated for leasing and licensing purposes only) within the 130 acre park site.

The proposed project involves construction of a 8,860 sq. ft. clubhouse building and a 12,342 sq. ft. gymnasium building (proposed to be built over an existing concrete paved play court). The proposed improvements will also include a 56 stall paved parking lot, a widened entrance driveway, a courtyard, and site landscaping.

The project is within the Keopuolani Park which has areas of sand dunes. The area of the park on which the project



is proposed sits on imported fill material. As there may be some site remains within the fill material, an archaeological monitoring plan will be implemented during ground altering activities during construction. A cultural assessment report was also prepared to satisfy Act 50, Sessions Laws of Hawaii 2000.

Long term adverse impacts are not anticipated due to this project. Any short term impacts such as fugitive dust and noise during the construction period will be mitigated appropriately by the contractor.

Final Environmental Assessments/Findings of NoSignificant Impacts (FONSI)



(2) Plantation Inn Site Plan Amendment

District: Lahaina
TMK: 4-6-09: 36, 37, 44, 46

Applicant: Ka'anapali Beach Hotel
P.O. Box 998
Lahaina, Hawai'i 96767
Contact: Mike White (667-0211)

Approving Agency/Accepting Authority: County of Maui Planning Commission
250 South High Street
Wailuku, Hawai'i 96793
Contact: Ann Cua (270-7735)

Consultant: Chris Hart & Partners
1955 Main Street, Suite 200
Wailuku, Hawai'i 96793
Contact: Rory Frampton (242-1955)

Status: FEA/FONSI issued, project may proceed.

Permits Required: Building, Grading, Noise, Change in Zoning, Community Plan Amendment, SMA Amendment

The applicant is proposing amendments to the Plantation Inn Phase III Site plan, which was initially approved by the Maui Planning Commission in 1990 and last modified in 1998. The focus of Phase III has been a 14-unit guestroom building, and changes to the plan have been for different parking configurations. Since the 1998 amendment, the Hotel has acquired a bordering parcel (TMK (2) 4-6-09: 44), which allows the Hotel to provide additional on-site parking, and to re-configure the Phase III building to make best use of the combined area. The request does not change the number of rooms approved in previous permits.

The request is subject to Chapter 343 of the Hawai'i Revised Statutes because all portions of the project are located within the Lahaina National Historic Landmark District. The subject properties do not have any individual distinctions recorded on the State of Federal Registers of Historic Places, and are not located within a County Historic District.

The amended site plan will result in lower project density, greater parking availability, and a safer pedestrian access for Hotel guests. Short term- construction related impacts (noise & air quality) are anticipated, but can and will be mitigated with Best Management Practices applied at the construction site. To mitigate potential impacts to potential subsurface archaeological or historical resources, the applicant will pre-test, monitor, and record findings during the construction period. No significant long-term impacts are anticipated.

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

Hana Highway Repair

Applicant: State Department of Transportation
601 Kamokila Blvd., Room 688
Kapolei, Hawai'i 96707
Contact: Scot Urada (692-7553)

Approving Agency/Accepting Authority: Same as above.

Public Comment

Deadline: August 7, 2003



NOTICE OF AVAILABILITY

The Ground-Based Midcourse Defense (GMD) Joint Program Office of the Missile Defense Agency announces the availability of the GMD Extended Test Range Final Environmental Impact Statement (FEIS).

The FEIS assesses potential environmental impacts of the establishment of an extended test range capability for the purpose of enhancing the current flight test capability to provide for more realistic flight tests in support of development of the GMD element of the Ballistic Missile Defense System (BMDS).

A copy of the FEIS is available locally at the Hawaii State Library and the University of Hawaii at Manoa, Hamilton Library, Honolulu, Hawaii.

The FEIS is also available on the MDA Internet site at <http://www.acq.osd.mil/bmdo/>

For more information or to request a copy contact:

SMDC-EN-V, Ms. Julia Elliott
U.S. Army Space and Missile Defense Command
P.O. Box 1500
Huntsville, AL 35807-3801

Toll-free phone number: 1-800-823-8823

Kaua'i Notices

JULY 23, 2003

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

(1) Bothman Single Family Dwelling

District: Hanalei
TMK: 5-3-03:14
Applicant: Robert Bothman (408-279-1235 x 222)
20385 Iron Springs Rd.
Los Gatos, CA 95030

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Matthew Myers (587-0382)

Consultant: Landmark Consulting Services, Inc.
P.O. Box 915
Hanalei, Hawai'i 96714
Contact: Ben Welborn (828-6332)

Status: FEA/FONSI issued, project may proceed.

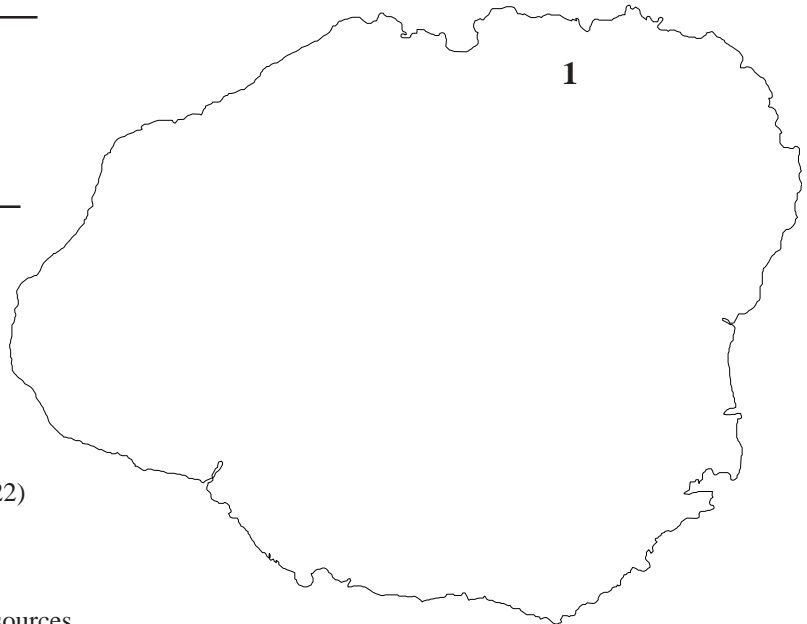
Note: On July 11, 2003 the Office of Conservation & Coastal Lands of DLNR withdrew the July 8, 2000 listing for this draft EA. The above FONSI is for the draft EA listed in the May 23rd, 2003 *Environmental Notice*.

Permits

Required: CDUP, Building, SMA Exemption, IWS

Robert Bothman proposes to construct a Single Family Residence on a 0.23 acre parcel of land located near Kalihiwai Beach on the island of Kaua'i, Hawai'i. The 3,468 sq. ft. of development area will be comprised of approximately 2,440 sq. ft. of interior living spaces, and 1,028 sq. ft. of exterior lanai (deck areas).

The architecture of the building will be of contemporary Polynesian "Plantation-Style" intended to be compatible with the surrounding environment and existing residential development on nearby parcels. Minimal site grading will occur, primarily for driveway access and in the footprint of the homesite to create automobile parking spaces and a storage area. The maximum height of the proposed structure shall not exceed 25 feet.



Landscaping will be used to soften the visual impact of the proposed structure. Landscaping will consist of groundcovers, ornamental shrubs, and various trees, which are known to be compatible with the soils and climate of the area.

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

● Ben Dor Single Family Residence

Applicant: Ben Dor Family
P.O. Box 526
Hanalei, Hawai'i 96714
Contact: Roy A. Vitousek III, Esq. (329-5811)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Sam Lemmo (587-0381)

Public Comment

Deadline: August 7, 2003

Draft Environmental Assessments



(1) Honoka'a Well "B" Production Well

District: Hamakua
TMK: 4-5-19: 20
Applicant: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Hiram Young (587-0260)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Ron Terry, Ph.D. (982-5831)
HC2, Box 9575
Kea'au, Hawai'i

Public Comment

Deadline: August 22, 2003
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

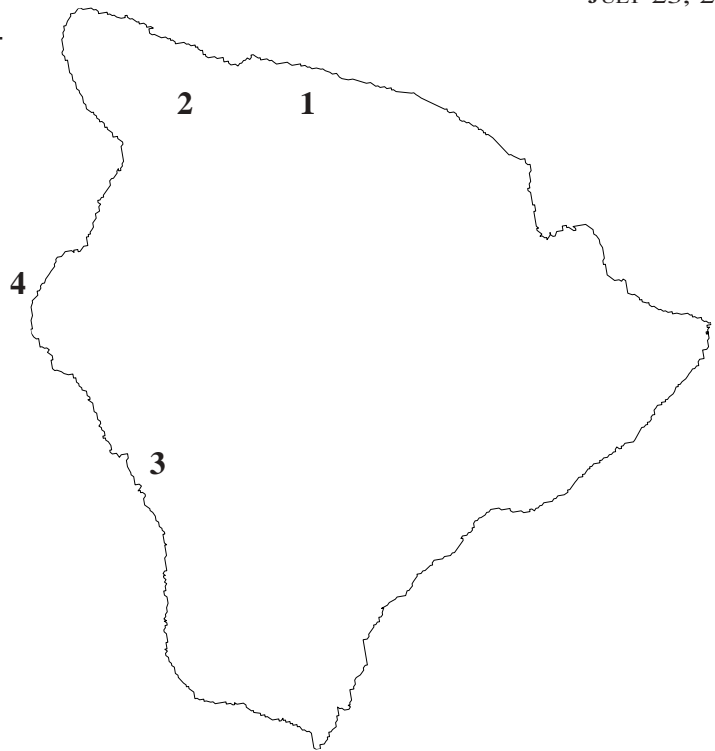
Permits

Required: Pump Installation, Plan Approval

In response to the need to develop an additional potable water well source for the Honoka'a region, the project would convert an existing exploratory well to a production well. This region currently relies on the Haina Well, which during peak water demand periods must be supplemented by surface water from the Waimea area.

The site is located at the existing reservoir site Honoka'a Reservoir site, just mauka of Honoka'a town, approximately two miles inland from the coast. The well taps the Honoka'a Aquifer System of the East Mauna Kea Hydrologic Sector, which has an estimated sustainable yield of 31 million gallons per day (mgd) and current withdrawals of less than 2.0 mgd.

The well (Honoka'a Well B) has a 14-inch diameter solid casing to a depth of 1,310 feet (+24 ft., mean sea level) and then 270 feet of shutter screen casing to a depth of 1,580 feet (-246 ft., msl). Drawdown tests indicate that a pumping rate of 300 gallons per minute (gpm) yields stable recharge



rates. The well will be fitted with a submersible deep well pump with a capacity of 300 gpm. Honoka'a Well B will then be integrated into the County water system and will operate during droughts and periods of low supply to supplement the Haina Well, thus ensuring an adequate supply in Honoka'a. The budget for the project, which is funded by the Hawai'i State Department of Land and Natural Resources, is \$1.5 million. Design would be finished and construction would begin after completion of the EA and the project would be operational within one year.

Some new on-site grading will be required to accommodate the construction, expansion and/or modification of appurtenant facilities, including a control building, valves, water transmission piping, access driveway, electrical facilities, storm drains, and fencing.

No adverse impact upon the sustainable yield of the aquifer will occur. An adjacent inactive well will be used to monitor drawdown. Water quality tests indicate that, consistent with the land use context, the well will likely yield a consistent supply of high-quality potable water with either non-detectable or minimal contaminants. As the site has been completely converted to water utility uses, no native flora, fauna or historic sites are present. Noise and visual impacts will be negligible.

Hawai'i Notices

JULY 23, 2003



(2) Kohala Mountain Road Realignment

District: South Kohala
TMK: 6-1-1, 6-1-1:03, 6-1-01:02, 5-9-09-55
Applicant: Department of Transportation
Highways Division
601 Kamokila Blvd., Room 688
Kapolei, Hawai'i 96707
Contact: Glenn Kurashima (692-7578)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Earth Tech, Inc.
841 Bishop Street, Suite 500
Honolulu, Hawai'i 96813
Contact: Karl Bromwell (523-8874)

Public Comment

Deadline: August 22, 2003
Status: DEA First Notice pending public comment.
Address comments to the applicant with
copies to the consultant and OEQC.

**Permits
Required:** NPDES, Historic Preservation
Clearance

The State of Hawai'i Department of Transportation, Highways Division proposes the realignment of Highway Route 250 (Kohala Mountain Road) on the Island of Hawai'i (Big Island). The proposed action will straighten the existing horizontal alignment and will move traffic away from four non-conforming curves. The proposed horizontal alignment will traverse pastureland, owned by the Department of Hawaiian Homelands, and will fill a local depression. The project will include a safer vehicle route for motorists by straightening curves, widening existing roadway and shoulders, increasing pavement marking signage, and achieving current American Association of State Highway and Transportation Officials (AASHTO) design criteria for sight distance.

Additionally, a properly aligned, new 8 foot by 8 foot culvert for Keanahalululu Gulch at the Hawi connection of Kohala Mountain Road will replace the existing one. The new culvert will be constructed for a 50-year design storm, decreasing the potential of floodwaters to overtop the road.



(3) Twigg-Smith Single Family Homes

District: South Kona
TMK: 8-3-6: 5 and 6
Applicant: Desmond Twigg-Smith
c/o Gregory Mooers (885-6839)
P.O. Box 1101
Kamuela, Hawai'i 96743

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Sam Lemmo (587-0414)

Consultant: Ron Terry, Ph.D. (982-5831)
HC2 Box 9575
Kea'au, Hawai'i 96749

Public Comment

Deadline: August 22, 2003
Status: DEA 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:** Building, SMA, CDUP, IWS

The owner proposes to build one home on each of two adjacent former kuleana located within the interior of the peninsula of land which terminates in Palemano Point. Neither kuleana has shoreline frontage. Homes were formerly present on both parcels. Both new homes would be two-story structures designed to blend in with the natural and cultural environment of Ke'ei. Individual Wastewater Systems in compliance with State Department of Health regulations would be built. The lots, which now contain mainly alien grasses and shrubs, would be landscaped with native trees and shrubs appropriate to coastal Kona. Importantly, no trees that serve to screen the property from the beach would be removed, and the natural, low-key environment of the beach and shoreline would not be affected. The properties are surrounded by Kamehameha Schools land currently leased by the YMCA and used for camping, and are close to a series of residential houselots. A vegetated area (Kamehameha Schools property) screens the kuleana from Ke'ei Beach. The cost of the improvements is preliminarily estimated at \$400,000, and all funding is private (no public funds are involved). Work would begin as soon as permits are obtained. Mitigation measures dealing with construction activity and inadvertent historic site finds are proposed to be incorporated as CDUP permit conditions.

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



(4) Kona Blue Water Offshore Open Ocean Fish Farm

District: Offshore Unualoha Point, Kona
TMK: N/A
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)

Status: FEA/FONSI issued, project may proceed.

Permits Required: CDUA, NPDES, ACOE

Kona Blue Water Farms is applying for an ocean lease over 81 acres, offshore from Unualoha Point, in Kona, for an open ocean fish farm. These waters are adjacent to Natural Energy Laboratory of Hawaii Authority and the Keahole-Kona International Airport. The farm will cultivate only local Hawaiian species that will be reared in hatcheries. Initially, these will be mahimahi and kahala; later this might include opakapaka and other deep water species. The farm will consist of six grow-out pens (three submersible cages and three surface pens) of around 80 feet diameter, and two smaller nursery pens. The farm will only feed pellet food to the fish.

The farm will be over bare sand, in 150 ft - 200 ft of water. Cages at the center of the lease area will be almost 2,000 feet from the shoreline. Strong long-shore currents will ensure there is little detriment to water quality or benthic ecosystems.

There will be little impact on public activities in the area. These waters are beyond the depths of normal recre-

ational diving. Most present offshore fishing activity occurs along the 100 fathom drop-off, almost 1 nautical mile to the south-west of the cages.

The public will be permitted to traverse or fish within the outer 72 acre area, which will only contain the mooring and anchor arrays. Public access will be restricted only to the central 9 acre area, which will contain the net pens and cages. Taut moorings and net mesh will ensure there is no risk of entanglement by marine mammals or turtles.

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

► Hawai'i County Police Department Digital Microwave Upgrade Project (Emergency Radio Facilities)

Applicant: County of Hawai'i
Police Department
349 Kapi'olani Street
Hilo, Hawai'i 96720
Contact: Major Elroy Osorio (961-2262)

Approving Agency/Accepting

Authority: Same as above.

Public Comment

Deadline: August 7, 2003

Final Environmental Impact Statements

► Kekaha Kai State Park

Applicant: Department of Land and Natural Resources
Division of State Parks
1151 Punchbowl Street, Suite 310
Honolulu, Hawai'i 96813
Contact: Daniel Quinn (587-0290)

Approving Agency/Accepting

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

Status: FEIS currently being reviewed by OEQC.

Hawai'i Notices

JULY 23, 2003

◆ Koa Timber Commercial Forestry Operations

Applicant: Koa Timber, Inc.
91-188 Kalaeloa Blvd.
Kapolei, Hawai'i 96707
Contact: Kyle Dong (682-5572/523-5200)

Approving Agency/Accepting

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

Status: FEIS currently being reviewed by the Department of Land and Natural Resources.



Department of Agriculture Notices

Request to Place Two Fungi (Mushrooms) on the List of Nonrestricted Microorganisms, Chapter 4-71A, Hawaii Administrative Rules (HAR), "Microorganism Import Rules," For Import for Propagation and Sale

Pursuant to section 4-71A-17, Hawaii Administrative Rules (HAR), notice is hereby given that the Department of Agriculture has received a request to place the fungi, *Pholiota nameko* and *Pleurotus eryngii*, both edible mushrooms, on the List of Nonrestricted Microorganisms, under chapter 4-71A, HAR, for import for propagation and sale for food consumption.

P. nameko is currently placed on the List of Restricted Microorganisms (Part A) by genus and, by virtue of that placement, is classified as a high-risk microorganism which may be imported by permit for purposes approved by the Board of Agriculture (Board.) *P. eryngii* is currently placed on the List of Restricted Microorganisms (Part B) by genus, and by virtue of that placement, is classified as a moderate-risk microorganism which may be allowed import by permit for purposes such as propagation and sale as approved by the Board. The requested amendment to delete *P. nameko* and *P. eryngii*, from the List of Restricted Microorganisms and to add these two species of fungi to the List of Nonrestricted Microorganisms will allow *P. nameko* and *P. eryngii* to be imported, without permit, as mushroom spawn for propagating mushrooms or as mushrooms to be sold for food consumption.

Pursuant to section 150A-6.6, Hawaii Revised Statutes and section 4-71A-17, HAR, the requested changes will proceed through an expedited rule amendment process which provides for public notification and input through press release and publication in the Office of Environmental Quality Control bulletin, mailed notice to persons who made timely written request for advance notice of rulemaking proceedings, as well as through public meetings of the

Board and its Advisory Committee on Plants and Animals. This expedited amendment process provides for adoption of amendments through Board order, and following Governor's approval, for public notice of the order in daily or weekly publication(s) of statewide circulation.

A copy of the proposed exact changes and the order proposed by the Board if the requested changes are adopted will be mailed to any interested person who requests a copy upon payment in advance of costs for photocopying, preparing, and mailing the copy. A copy of the proposed order and proposed exact changes may be obtained for inspection or, alternatively, for pick up after payment in full of costs for photocopying and preparing the copy at the following Plant Quarantine Offices:

Oahu: 1849 Auiki Street, Honolulu, HI 96819; PH: (808) 832-0566

Kauai: 4398A Pua Loke Street, Lihue, HI 96766; PH: (808) 274-3071

Maui: 635 Mua Street, Kahului, HI 96732; PH: (808) 873-3556

Hawaii: 16E Lanikaula Street, Hilo, HI 96720; PH: (808) 974-4141

The Department of Agriculture is soliciting comments regarding the proposed changes during the next thirty days. Oral or written comments may be communicated to the Plant Quarantine Branch (PQB) at the Oahu address or phone number shown above, or by fax to (808) 832-0584, or e-mail to

Amy.N.Takahashi@hawaii.gov. Interested persons are also encouraged to attend the public meetings of the Advisory Committee on Plants and Animals, as well as the Board, on the proposed changes and should contact PQB at (808) 832-0566 for projected meeting dates and times. Notice of the Advisory Committee and Board meetings is posted at www.ehawaii.gov/calendar at least six days in advance.

Shoreline Notices

JULY 23, 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 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 587-0384.

File No.	Date	Location	Applicant	Tax Map Key
MO-076	7/18/03	Lot 4 Kamakana Beach Lots, land situated at Kawela, Molokai, Hawaii Address: 245 Kamehameha V Highway Purpose: Determine building setback	Valera, Inc., for William Pepper	5-4-18: 16
MA-286	7/18/03	Lot 1 Maluhia Beach Lots, land situated at Wailuku, Maui, Hawaii Address: 140 Lower Waiehu Road Purpose: Determine building setback	Valera, Inc., for Donald Stewart	3-2-15: 01
OA-938	7/18/03	Portion of lot 1 being a portion of the Government (Crown) Land of Waianae as shown on DPP File Plan No. 82, land situated at Waianae-Kai, Waianae, Oahu, Hawaii Address: 85-251 Farrington Highway Purpose: Determine building setback	ControlPoint Surveying, Inc., for State of Hawaii Department of Accounting and General Services	8-5-02: 18
OA-939	7/18/03	Portion of Keehi Lagoon Beach Park, Oahu, Hawaii Address: 465 Lagoon Drive Purpose: Shoreline setback variance for an ADA accessible walkway	City and County of Honolulu Department of Design and Construction	1-1-03: 06
MA-284	7/18/03	Portion of Parcel 24 & Parcel 33, land situated at Makawao, Maui, Hawaii Address: 799 Poho Place Purpose: Building Permit	Akamai Land Surveying, Inc., for Floyd E. Christenson, etal	2-6-12: 33 and 2-5-4: 24 (Por)

U.S. Fish & Wildlife Service New Telephone System

In an effort to improve service to customers, the various divisions of the U.S. Fish and Wildlife Service in Honolulu are installing a new telephone system, which is scheduled to be completely in place by July 10, 2003. The main numbers as of July 10 will be:

Pacific Islands Fish and Wildlife Office (Ecological Services):

tel: 808-792-9400

fax: 808-792-9580 and 792-9581

Hawaiian and Pacific islands National Wildlife Refuge Complex:

tel: 808-792-9540

fax: 808-792-9585

Pacific Remote Islands National Wildlife Refuge Complex:

tel: 808-792-9550

fax: 808-792-9586

Pacific Islands External Affairs/Visitor Services and Refuge Planning

tel: 808-792-9530

fax: 792-9583

Pacific Islands Federal Aid

tel: 808-792-9570

fax: 808-792-9584

Pacific Islands Law Enforcement (no change):

tel: 808-541-2681

fax: 808-541-3062

In addition, the External Affairs/Visitor Services and Refuge Planning staff has moved from the 3rd floor of the Prince Kuhio Federal Building into temporary quarters on the first floor, in room 1-350. Their mailing address has changed from Box 50088 to Box 50167. Eventually, they will be co-located with the Hawaiian and Pacific Islands National Wildlife Refuge Complex staff on the 5th floor.

Shoreline Notices

JULY 23, 2003

Shoreline Certifications and Rejections

Pursuant to §§13-222-26, HAR the following shorelines have been proposed for certification or rejection by the DLNR. Any person or agency wishing to appeal a proposed shoreline certification or rejection shall file a notice of appeal in writing with the department no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejection. The Notice of appeal shall be sent to the BLNR, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813.

Case No.	Actions under new and old Shoreline rules	Location	Applicant	Tax Map Key
MO-075	Proposed Certification New Rules 7/10/03	Lot 32, Land Court Application 1862 (Map 2), land situated at Kawela, Molokai Hawaii Address: None (Between Kaunakakai and Kamalo off Kamehameha V Highway) Purpose: Building Permit	NEWCOMER-LEE Land Surveyors, Inc., for Latitude 1025 (Bayless E. Cobb)	5-4-17: 30
OA-932	Proposed Certification New Rules 7/10/03	Lots 100 and 101, Land Court Application 772, land situated at Laie, Koolauloa, Oahu, Hawaii Address: 55-565 Kamehameha Highway Purpose: SMA Permit	Hawaii Land Consultants, for Church of Jesus Christ of Latter-Day-Saints	5-5-03: 50 & 51
OA-933	Proposed Certification New Rules 7/10/03	Lot 17, Land Court Application 1100 (Map 3), land situated at Heeia, Koolaupoko, Oahu, Hawaii Address: 46-035 Lilipuna Road Purpose: Easements/Building Permit	Towill, Shigeoka & Associates, Inc., for Richard and Noreen Van Horn	4-6-01: 09
OA-929	Proposed Certification New Rules 7/10/03	Portion of Sand Island State Recreation Area, Being a portion of Land Commission Award 6450 to Kaunohua for W. L. Moehonua, land situated at Mokauea, Sand Island, Oahu, Hawaii Address: Main Propulsion Facility Purpose: Subdivision DAGS JOB # 12-31-4041	Department of Accounting and General Services, State of Hawaii, for Honolulu Community College	1-5-41: 06
OA-934	Proposed Certification New Rules 7/10/03	Land Court Application 1286, land situated at Kaena Point, Oahu, Hawaii Address: 69-1249 Farrington Highway Purpose: Subdivision	Department of Land and Natural Resources land Division	6-9-02: 04 and 09

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
Honolulu: Waiialua (6-7-1-32)	Water well, security fencing and three storage containers (2003/SMA-54)	Paradise Shrimp Farm – Jung Hoi Ku/ Mitchell Smith
Honolulu: Waikiki (2-6-2-17)	Install surfboard racks at rear of Outrigger Hotel property (2003/SMA-57)	Outrigger Hotels and Resorts
Honolulu: Waikiki (2-6-2-18)	Outdoor dining area at Royal Hawn Shopping Center (2003/SMA-43)	AM Partners Inc.
Honolulu: Kahaluu (4-7-12-20)	Emergency Bank Stabilization (2003/SMA-59)	Natural Resource Conservation Service/C&C of Honolulu, DDC
Kauai: Kapaa (4-3-2-34)	Cart barn & wall on existing slab (SMA (M)-2003-34)	Kauai Coast Resort
Maui: (3-7-2-20)	AT&T Wireless (SM2 20030101)	Arisumi Brothers Inc.
Maui: Kapalua (4-2-1-24)	Enclose porch (SM2 20030102)	Kimmey, Marie
Maui: (2-8-3-20)	Alteration/Addition (SM2 20030103)	Asher, David
Maui: Kihei (3-9-3-2)	Single story bldg (SM2 20030104)	GYA Architects, Inc.
Maui: Huelo (2-8-4-42)	2 nd Farm dwelling (SM2 20030105)	Peters, George
Maui: Kihei (3-9-1-147)	Eliminate alien flora (SM2 20030106)	Keiki o Ka'aina
Maui: Hana (1-2-2-36)	Electrical service to barn (SM2 20030107)	Williams, Peter
Maui: Lahaina (4-4-8-2)	Replace pavers (SM2 20030108)	The Whaler, AOA
Maui: Kihei (3-9-48-118)	Ohana dwelling (SM2 20030109)	Pelayo, Marilou
Maui: Makena (2-1-6-8)	Gilpin Residence (SM2 20030110)	James Niess
Maui: Kapalua (4-2-3-32)	Spa (SMX 20030367) Pending.	Cooper, Martin
Maui: Paia (2-9-1-1)	Farm dwelling (SMX 20030369) Pending.	Appleby, Michael W.
Maui: Kihei (3-9-53-11)	Additions (SMX 20030372) Pending.	Meyer, Charles G.
Maui: Lahaina (2-5-4-56)	Addition (SMX 20030373) Pending.	Cooper, Martin V.
Maui: Lahaina (4-5-13-22)	Additions (SMX 20030374) Pending.	Wagner, Nick
Maui: Kihei (3-9-18-43)	Dwelling (SMX 20030375) Pending.	Chu, Daniel
Maui: Kihei (2-1-7-101)	2 tower walls (SMX 20030376) Pending.	Makena Estates LLC
Maui: Kihei (3-9-6-40)	Subdivision (SMX 20030377) Pending.	Takitani, Christopher
Maui: Paia (2-6-2-10)	Additions (SMX 20030379) Pending.	Maui Paradise Potions
Maui: Kihei (3-9-18-3)	Fence (SMX 20030380) Pending.	Richardson, Barry
Maui: Kapalua (4-2-4-28)	Interior renovation (SMX 20030381) Pending.	Mitch Kysar Construction
Maui: Kihei (3-9-53-5)	Alterations (SMX 20030382) Pending.	Wagner, Nick
Maui: Haiku (2-8-6-5)	Kunihisa cottage (SMX 20030383) Pending.	Wagner, Nick
Maui: Lahaina (4-5-13-38)	Luehrs dwelling (SMX 20030384) Pending.	Wagner, Nick
Maui: Lahaina (4-4-13-1)	Burial platform (SMX 20030386) Pending.	Marriott Vacation Club International
Maui: Kapalua (4-2-7-10)	Pool & spa (SMX 20030388) Pending.	Riecke Sunland Kono Architects, Ltd.
Maui: Kaupo (1-7-3-40)	Smith storage (SMX 20030389) Pending.	Smith Sr., Calvin K.
Maui: Haiku (2-9-7-46)	Temporary office (SMX 20030390) Pending.	Fisher, William Gvself, Douglas
Maui: Kihei (2-1-5-108)	Locker renovation (SMX 20030292) Pending.	Makena Resort Corp.
Maui: Kihei (3-9-53-28)	Deck extension (SMX 20030393) Pending.	Pawlak, Stephen J.
Maui: Kihei (3-9-40-2)	Tabular addition (SMX 20030394) Pending.	Tabular, Angelita
Maui: Lahaina (3-9-40-2)	Deck (SMX 20030395) Pending.	Lincoln, Gary
Maui: Kahului (3-7-2-20)	Interior demolition Pending.	R. Hartman Architect LLC

Pollution Control Permit Applications

JULY 23, 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	Edwin DeLuz Trucking and Gravel, LLC CSP 0454-01-C	Kapo'aula, Hamakua, Hawaii, TMK (3) 407-07, Portion of 11	Issued: 6/20/03	750 TPH Stone Quarrying and Processing Plant with a 1390 Hp Diesel Engine Generator
Clean Air Branch, 586-4200, Noncovered Source Permit	Aloha Petroleum, Ltd. NSP 0322-02-N	999 Kalaniana'ole Avenue, Hilo, Hawaii	Issued: 6/30/03	Three (3) External Floating Roof Aboveground Storage Tanks with Geodesic Domes, One (1) Internal Floating Roof Aboveground Storage Tank, and One (1) Tank Truck Load Rack
Clean Air Branch, 586-4200, Noncovered Source Permit	MacFarms of Hawaii, LLC NSP 0388-01-N (Renewal)	89-406 Mamalahoa Highway, Captain Cook, Hawaii	Issued: 7/7/03	9 MMBtu/Hr. Macadamia Nut Shell-Fired Steam Boiler
Clean Air Branch, 586-4200, Temporary Noncovered Source Permit	Sphere LLC, dba Pacific Aggregate NSP 0527-01-NT	Various Temporary Sites, State of Hawaii Initial Location: Campbell Industrial Park, Kapolei, Oahu	Issued: 7/8/03	500 TPH Portable Screening Plant

Safe Drinking Water Branch

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	Hawaii Electric Light Co., Inc. UH-1242	Hill Generating Station, Hill Plant 6, Drainage Well 54 Halekaui St., Hilo	n/a	Permit modification for one injection well for industrial wastewater disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Division of Boating & Ocean Recreation, Dept. of Land & Natural Resources, UH-1910	Honokohau Boat Harbor WWTP & Comfort Station, North Kona	n/a	Permit renewal for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	MacFarms of Hawaii, LLC UH-2080	MacFarms of Hawaii, Inc. 89-406 Mamalahoa Hwy., Captain Cook, South Kona	n/a	Change-of-Operator for one injection well for process wastewater disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	MacFarms of Hawaii, LLC UH-2080	MacFarms of Hawaii, LLC 89-406 Mamalahoa Hwy., Captain Cook, South Kona	n/a	Facility-Name-Change for one injection well for process wastewater disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners, UO-1247	Sunset Beach Vista 59-043 Huelo Street, Haleiwa	n/a	Permit renewal for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	The Gas Company UO-1320	The Gas Company - SNG Plant 91-390 Kauhi Street, Kapolei	n/a	Permit modification for one injection well for industrial wastewater disposal.
Safe Drinking Water Branch, 586-4258 UIC Permit	The Gas Company UO-1321	The Gas Company - SNG Plant 91-390 Kauhi Street, Kapolei	n/a	Permit modification for one injection well for industrial wastewater and surface drainage disposal.

Pollution Control Permit Applications

JULY 23, 2003

Department of Health Permits (continued)

Office of Solid Waste Management

Permit Type	Applicant & Application Number	Facility Location	Application Received	Proposed Use
Permit (Renew)	Reynolds Recycling, RY-0023-03	99-1160 Iwaena St., Aiea, HI 96701	6/10/2003	Recycling
Permit (Renew)	Sun Home Metal, Inc., RY-0022-03	91-567 Nukuawa St., Kapolei, HI 96707	6/12/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Nawiliwili Harbor, RY-0024-03	Nawiliwili Harbor, Lihue, HI 96766	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Times Supermarket Waipahu, RY-0025-03	94-766 Farrington Hwy., Waipahu, HI 96797	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Aikahi Park Shopping Center, RY-0026-03	25 Kaneohe Bay Dr., Kailua, HI 96734	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Town Center of Mililani, RY-0027-03	95-1249 Meheula Parkway, Mililani, HI 96789	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Moiliili, RY-0028-03	2424 S. Beretania St., Honolulu, HI 96826	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Pearl City Shopping Center, RY-0029-03	850 Kamehameha Hwy., Pearl City, HI 96782	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Kalihi Shopping Center, RY-0030-03	2295 N. King St., Honolulu, HI 96819	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Haleiwa Shopping Center, RY-0031-03	66-145 Kamehameha Hwy., Haleiwa, HI 96712	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Kaneohe Bay Shopping Center, RY-0032-03	46-047 Kamehameha Hwy., Kaneohe, HI 96734	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Kalama Village Center, RY-0033-03	501 Kealahou St., Honolulu, HI 96825	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Kapolei Shopping Center, RY-0034-03	590 Farrington Hwy., Kapolei, HI 96707	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Ewa Beach Shopping Center, RY-0035-03	91-919 Ft. Weaver Rd., Ewa Beach, HI 96706	7/7/2003	Recycling
Permit-by-Rule (New)	Reynolds Recycling - Waianae Shopping Center, RY-0036-03	86-120 Farrington Hwy., Waianae, HI 96792	7/7/2003	Recycling

Federal Notices

Advance Notification of Nuclear Waste Transportation in Hawai'i

The Office of Environmental Quality Control called the Department of Health with its concerns that the information published in the July 8, 2003, edition of the *Environmental Notice*, at page 15 (citing 68 F.R. 38727), dealing with Advance Notification of the Transportation of Nuclear Waste in Hawai'i was outdated and no longer correct. The Department responded that Laurence K. Lau is the new Deputy Director for Environmental Health of the Department of Health. He has been designated as the Governor's Designee to receive ad-

vance notification of transportation of nuclear waste in the State of Hawai'i. Mr. Lau's address is 1250 Punchbowl Street, 3rd Floor, Honolulu, Hawai'i 96813. Messrs. Jerry Haruno (Environmental Health Division Chief, telephone (808) 586-4576) and Russell Takata (Noise and Radiation Program Chief, telephone (808) 586-4701) have been respectfully designated as 1st and 2nd backups to Mr. Lau in this capacity. If there are any questions, please call Mr. Lau's office at (808) 586-4424. This corrected information has been submitted by the Department of Health to the Nuclear Regulatory Commission for republication in the Federal Register.

Federal Notices

JULY 23, 2003

Hazardous Waste Permit Modifications for Johnston Atoll

The U.S. Environmental Protection Agency has given notice in accordance with the requirements of 40 C.F.R. 270.42(a)(ii), that the U.S. Army Progrean Manager for Chemical Stockpile Demilitarization (PMCS D) has implemented a number of Class 1 Permit Modifications not requiring EPA approval (C1N-143, C1N-144, C1N-145, C1N-147, and C1N-149) to the Johnston Atoll Chemical Agent Disposal System (JACADS) Resource Conservation and Recovery Act (RCRA Subtitle C Hazardous Waste) Permit No. TT0-570-090-001, and received approval from the EPA of two Class 1 Permit Modification Requests, C1R-142, and C1R-148. (*Editor's note: Johnston Island is located 820 statute miles south from Honolulu and under the jurisdiction of the U.S. Government as a Trust Territory. Like Kingman Reef and Palmyra Island, Johnston Atoll is not considered a part of the State of Hawai'i.*)

- *Permit Modification Request C1R-142 approved various language changes in the Closure and Corrective Action Plan to allow reuse of equipment at facilities in the continental United States after it has been decontaminated and removed from hazardous waste treatment units.*

- *Permit Modification Notice C1N-143 implemented various language changes in the Closure and Corrective Action Plan concerning waste sampling and decontamination options.*

- *Permit Modification Notice C1N-144 (1) made changes to Module I of the RCRA permit to clarify when certain reporting requirements cease as closure progresses, (2) clarified in the Waste Analysis Plan the sampling location for decontamination solutions generated after the closure of the SDS (?) Tanks and made a number of minor changes to the Closure and Corrective Action Plan.*

- *Permit Modification Notice C1N-145 submitted the first quarter 2003 update to the JACADS Contingency Plan, Attachment H of the RCRA Hazardous Waste Permit, to reflect revisions to the JACADS Emergency Response Organization, locations of emergency decontamination stations, elimination of treatment units and revised figures depicting facility changes that are the result of ongoing de-commissioning activities and reconfiguration of the facility under closure.*

- *Permit Modification Notice C1N-147 modified Module I of the RCRA Hazardous Waste Permit to create conditions under which off-site shipment of records to a permanent storage location in the continental United States will be allowed.*

- *Permit Modification Request C1R-148 clarified the Closure and Corrective Action Plan and sought approval of changes to various permit requirements as a result of closure. With the shutdown of all furnace systems and the main MDB (?) Ventilation System, the modification approved suspension of the weekly emergency generator test. The modification also approved the conditions under which the fence around the facility may be removed. Minor changes to the Closure and Decontamination Sequences were also made. The changes affect language in Attachment D-10, Power Supply System, Attachment F-1, Security, Attachment F-2, JACADS Inspection Schedule, and Attachment J, Closure and Corrective Action Plan.*

- *Permit Modification Notice C1N-149 implemented minor changes to the JACADS RCRA Closure and Corrective Action Plan to provide JACADS with the option to demolish the MDB after decontamination activities have been completed.*

Questions on the above permit modifications should be directed to Ms. Stacy Braye, U.S. Environmental Protection Agency, Region IX, Mail Stop WST-4, 75 Hawthorne Street, San Francisco, California 94105, telephone number (415) 972-3345.

Critical Habitat for 41 Plant Species from Hawai'i

After receipt of 29 oral and 672 written comments, the U.S. Fish and Wildlife Service (FWS) has designated critical habitat in a final rule for 41 of 58 listed plant species known historically from the island of Hawai'i. Approximately 208,063 acres of land fall within the boundaries of the 99 designated critical habitat units. The final rule also determined that designating critical habitat would not be prudent for four species, *Cyanea copelandii* ssp. *copelandii*, *Ochrosia kilauaeensis*, *Pritchardia affinis*, and *Pritchardia schattaueri*. The final rule becomes effective on August 1, 2003. For more information, contact Paul Henson at (808) 541-3441 (see, 68 F.R. 39624, July 2, 2003).

Endangered Species Permit Application

The U.S. Fish and Wildlife Service is soliciting comments on the following permit application: Permit No. TE-072873, Applicant: Kevin D. Matson, St. Louis, Missouri. The applicant requests a permit to take (collect blood) captive Hawaiian geese (*Branta sandvicensis*) and captive 'io (*Buteo solitarius*) in conjunction with disease research at the Three Ring Ranch Exotic Animal Sanctuary, Kailua-Kona, Hawai'i for the purpose of enhancing their survival. Comments on the above permit application must be received by the FWS by August 1, 2003, to receive consideration. Written data or comments should be submitted to the Chief, Endangered Species, Ecological Services, U.S. Fish and Wildlife Service, 911 NE 11th Avenue, Portland, Oregon 97232-4181. Please refer to the respective permit number for each application when submitting comments. For more, call (503) 231-2063 (see, 68 F.R. 39589, July 2, 2003).

Final EIS for Ground-Based Midcourse Defense Extended Test Range

The Missile Defense Agency of the Department of Defense announced the availability of the Final Environmental Impact Statement for the Ground-Based Midcourse Defense (GMD) Extended Test Range that analyzes the potential for environmental impacts associated with establishing an extended test range capability providing more realistic operational flight testing capability in support of development of the GMD element of the Ballistic Missile Defense System (BMDS). The current capability includes missile launch sites and array of sensors and other test equipment located at the Ronald Reagan Ballistic Missile Test Site at Kwajalein Atoll, the Pacific Missile Range Facility at Nohili, Hawai'i, and Vandenberg Air Force Base in California. A Record of Decision will be issued no earlier than 30 days from July 15, 2003. Consideration will be given to all comments provided on or before August 14, 2003. Requests for copies of the document or to provide comments on the FEIS should be addressed to: U.S. Army Space and Missile Defense Command, ATTN: SMDC-EN-V (Mrs.

Julia Hudson-Elliott), P.O. Box 1500, Huntsville, Alabama 35805, by email at gmdetreis@smdc.army.mil, or by telephone at 1-800-823-8823. For more information, call Mr. Rick Lehner, Missile Defense Agency Director of Communications at (703) 697-8997. Copies of the FEIS are available at the Hawai'i State Library in downtown Honolulu, the Thomas Hamilton Library of the University of Hawai'i at Manoa, the Hanapepe Public Library, the Kapa'a Public Library, the Koloa Public and School Library, the Lihu'e Public Library, the Princeville Public Library, and the Waimea Public Library (see, 68 F.R. 41784, July 15, 2003).

List of Fisheries for 2003

The National Marine Fisheries Service (NMFS) has published its List of Fisheries (LOF) for 2003 that reflects new information on interactions between commercial fisheries and marine mammals. Under the Marine Mammal Protection Act (MMPA) NMFS must place each commercial fishery on the LOF into one of three categories (Categories I, II or III) based on the level of serious injury and mortality of marine mammals that occurs incidental to that fishery. Owners of vessels or gear engaging in a Category I or II fishery are required under the MMPA to register with the NMFS and obtain a Marine Mammal Authorization from NMFS in order to lawfully incidentally take a marine mammal in a commercial fishery. There are no commercial Hawai'i fisheries listed as Category I or II. This final rule is effective August 14, 2003. However, compliance with the requirement to register with NMFS and to obtain an authorization certificate is not required until January 1, 2004. For more information, call Cathy Campbell, Southwest Region, NMFS, at (562) 980-4060 (see, 68 F.R. 41725, July 15, 2003).

Federal Facilities Hazardous Waste Compliance Docket: Hawai'i Update

The U.S. Environmental Protection Agency (EPA) has issued its 17th update to the Federal Agency Waste Compliance Docket pursuant to Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), Section 120(c). Section 120(c) of the CERCLA, as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), requires the EPA to establish a Federal Agency Hazardous Waste Compliance Docket. The docket is to contain information about Federal facilities that manage hazardous waste or from which hazardous substances have been or may be released. CERCLA requires that the docket be updated every six months,

as new facilities are reported to EPA by Federal Agencies. This list is current as of February 4, 2003. No new Hawai'i Federal facilities have been added to or deleted from the docket. Two Hawai'i Federal facilities (*Camp H.M. Smith, Halawa Heights, and Naval Complex Pearl Harbor Submarine Base*) has typographical changes to the name and address of the facility. Ten Hawai'i Federal Facilities (*Barbers Point Public Works Center, Ka'ena Point Satellite Tracking Station, Kapalama Military Reservation, Kilauea Military Reservation, Koke'e Air Force Station, Marine Camp H. M. Smith, Pacific Missile Range Facility, Pearl Harbor Fleet Training Group, Punamano Air Force Station, Shore Intermediate Maintenance Activity Pearl Harbor*) have been issued NFRAP Status, which means that "No further remedial action is planned." NFRAP is a term used in the Superfund site assessment program to identify facility for which EPA has found that currently available information indicates that listing on the National Priorities List is not likely and further assessment is not appropriate at the time. NFRAP status does not represent an EPA determination that no environmental threats are present at the facility or that no further environmental response action of any kind is necessary. NFRAP status only means that the facility does not appear, from the information available to EPA at this time, to warrant listing on the NPL and that, therefore, EPA anticipates no further involvement by EPA in site assessment or cleanup at the facility. For more information, contact Philip Armstrong (SFD-9-1), U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, California 94105, telephone (415) 972-3098 (see, 68 F.R. 41353, July 11, 2003).

Small Incidental Takes of Marine Mammals

In accordance with the provisions of the Marine Mammal Protection Act (MMPA), the National Marine Fisheries Service (NMFS) has issued an Incidental Harassment Authorization (IHA) to Lamont-Doherty Earth Observatory (L-DEO) to take small numbers of marine mammals, by harassment, incidental to conducting oceanographic surveys in the Hess Deep in international waters of the Eastern equatorial Pacific Ocean. The authorization is effective from July 3, 2003, through June 30, 2004. The work will involve a single vessel, the *R/V Maurice Ewing*, which will deploy an retrieve the Ocean Bottom Seismometers and conduct seismic work. The Ewing will deploy an array of airguns as an energy source, plus a 6 km towed streamer containing hydrophones to receive the returning acoustical signals. Water depths for the project will range from about 6,560 to 11,150 feet. For more information, call Kenneth R. Hollingshead of NMFS at (301) 713-2055, extension 128 (see, 68 F.R. 41314, July 11, 2003).

