

The Environmental Notice

A SEMI-MONTHLY BULLETIN (UNDER SECTION 343-3, HRS) OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL

OCTOBER 23, 2004



LINDA LINGLE

GOVERNOR

OFFICE OF
ENVIRONMENTAL QUALITY CONTROL
(OEQC), DEPARTMENT OF HEALTH

GENEVIEVE SALMONSON
DIRECTOR, OEQC

*The Environmental Notice -
review the environmental impacts of
projects proposed in Hawai'i!*

Other Resources available . . .

- *June 2004 Guidebook for Hawai'i's Environmental Process (now, Online!)*
- *Environmental Assessments in Adobe Acrobat PDF Format (1990-2003) and Study Resource Library*
- *Environmental Council Annual Reports (now, Online!)*
- *"How to Plant a Native Hawaiian Garden" (now online!)*

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UH Hilo Expansion

The University of Hawai'i at Hilo is planning to expand its University Park research facilities on a 267-acre parcel in Hilo, Hawai'i. Located west of Komohana Street, just mauka of the existing University Park, the proposed University Park Expansion project will occupy 118 acres of currently undeveloped land. The remainder of the State-

owned parcel will be used to develop the proposed Hawai'i Community College Komohana Campus and other University-related uses. The proposed master plan for the University Park Expansion includes approximately 40 lots ranging in size between 1.9 acres and 5.7 acres with most lots averaging 2.5 acres. See page 9.

Kapiolani Sewer Repairs

The City and County of Honolulu is planning to fix the sewers in the Kapiolani area. The Kapi'olani Area Revised Sewer System project involves the rehabilitation of sewer lines in the Kapi'olani area. This project proposes to construct eight sewer projects that are listed below:

1. Ala Moana Boulevard Sewer Reconstruction,
 2. Miscellaneous Repairs at Various Locations in the Kapi'olani Area,
 3. Kona Street Sewer Reconstruction,
 4. Pensacola Easement Sewer Reconstruction,
 5. Sheridan Tract Sewer Repairs,
 6. Atkinson Drive Sewer Reconstruction,
 7. Kalauokalani Way Sewer Reconstruction, and,
 8. Rycroft Street Sewer Reconstruction.
- See page 5.

State Water Quality Standards informal meetings

The federal Clean Water Act requires that state water quality administrative rules, which are enforceable, be reviewed and amended, if needed, on a three-year cycle. Because the previous cycle lasted considerably longer than three years, the Department of Health (DOH) finds it necessary to initiate another round of proposed amendments this fall. The most recent edition of the state water quality rule may be found at www.hawaii.gov/health/environmental/env-planning/index.html. This is the DOH Environmental Planning Office website. DOH invites members of the public to attend these new review and amendment meetings. The process is explained in the two documents, one containing the "Ground Rules" for the process; the other containing a draft list of amendments proposed by DOH

Kapolei West Development

'Aina Nui Corporation, an affiliate of the Estate of James Campbell, has filed a petition for a State Land Use District Boundary Amendment to reclassify approximately 174.2 acres of land from the Agricultural District to the Urban District with the State Land Use Commission.

The Petition Area is located in 'Ewa, O'ahu and straddles the State-owned, historic O'ahu Railway & Land Company (OR&L) Railroad right-of-way. Development proposed for the Petition Area includes approximately 1,200 low and medium-density residential units, approximately 60 acres of golf course, and nearly 28 acres of park and open space. See page 7.

Palamanui FEIS accepted

The LUC accepted the Palamanui FEIS on October 7, 2004, a residential and commercial development of 725 acres mauka of Keahole Airport. See page 10.

and EPA. These proposals can be augmented with other proposals subject to review by DOH. This process is for informal advisory purposes only; formal public hearings will be conducted in accordance with HRS chapters 91 and 201M as applicable. DOH will work mainly via videoconference links, letters, and e-mails. Plenary meetings will be announced at 4 - 6 week intervals. After October 22nd, DOH will send out an agenda for the first meeting, which will be mainly an introduction to the process, a review of the proposed amendments, solicitation of "Team Leader" and team members for each amendment, and will also specify a public comment period. If you have any questions, please contact Harold Lao at 586-4337, or via e-mail at hla0@eha.health.state.hi.us.

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We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. Write or call OEQC or our departmental Affirmative Action Officer at Box 3378, Honolulu, HI 96801-3378 or at (808) 586-4616 (voice/tty) within 180 days of a problem. 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.

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 Chapter 343, Hawai'i Revised Statutes (HRS). If the lead State or county agency (the *proposing agency* for agency actions, or the *approving agency* for applicant actions) anticipates that the project will have no significant environmental impact, then affected agencies, individuals, and organizations must be consulted and a Draft EA (DEA) 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 Finding of No Significant Impact

After the lead agency reviews the public comments, if it determines that the project will have no significant effect on the environment, then it will prepare a Final EA (FEA) 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 periodic bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

When a lead agency decides that a project may have a significant environmental impact, an Environmental Impact Statement (EIS) must be prepared prior to implementing the project. Like the DEA (see *above*), affected agencies, individuals and organizations must be consulted prior to preparation of the final EA (FEA) and issuance of a determination called an EIS preparation notice (EISPN). (The EA is called *final*, to distinguish it from the draft, *above*). After the FEA is written by the lead agency, and notice of the FEA and EISPN is published in the this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISPN to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The public (including an applicant) has 60 days from the first notice of an EISPN in this periodic bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

After receiving the comments on the FEA and EISPN (see *above*), the lead agency or private applicant must prepare a Draft Environmental Impact Statement (DEIS) prior to project implementation. This document must completely

disclose the likely impacts of a project. Direct, indirect 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 periodic bulletin to comment on a DEIS. The DEIS must respond to comments received during the FEA-EISPN comment period in a *point-by-point* manner.

Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the agency or applicant must prepare a Final EIS (FEIS). The FEIS must respond in a *point-by-point* manner to all comments from the draft stage. Requisite deeper analyses must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For agency project the Governor or the county mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, the law requires that notice of this be published in this periodic bulletin. The public has 60 days from the date of first notice of acceptance to ask a court to vacate the acceptance of an EIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within thirty-days of receipt of the FEIS or the FEIS is deemed accepted. Also, for applicant actions, the law provides for an administrative appeal of a non-acceptance to the Environmental Council.

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawai'i's law. Some projects require both a state (or county) *and* federal EIS and the public comment procedure should be coordinated. Although not required by law, the OEQC publishes NEPA notices in this periodic bulletin to help keep the public informed of important federal actions.

Special Management Area

The Special Management Area (SMA) is along the coastlines of all our islands and development in this area is generally regulated by Chapter 205A, HRS and county ordinance. A special subset of the SMA that is regulated by Chapter 343, HRS is the Shoreline Setback Area. Most development in this area requires a Special Management Permit (SMP). This periodic bulletin posts notice of these SMP applications to encourage public input.

Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly

establish the shoreline setback (an area contained between the certified shoreline and a prescribe distance inland (usually 40 feet) from the certified shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This periodic bulletin publishes notice from the Department of Land and Natural Resources of both shoreline certification applicants 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 on the Internet at <http://www.ehawaii.gov.org/calendar> 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 periodic bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

Conservation District

Any 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 periodic bulletin.

Endangered Species

This periodic bulletin is required by Section 343-3(c), HRS, to publish notice of public comment periods or public hearings for habitat conservation plans (HCP), safe harbor agreements (SHA), or incidental take licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).

OCTOBER 23, 2004

East Honolulu - Diamond Head Police Station (HRS 343 DEA)

District: Honolulu
TMK: 3-1-42:40
Proposing Agency: City and County of Honolulu, Department of Department of Design & Construction, 650 S. King Street, Honolulu, Hawai'i 96813. Contact: Melvin Lee (527-5340)

Determination Agency: Same as above
Consultant: R.M. Towill Corp, 420 Waiakamilo Road, Suite 411, Honolulu Hawai'i 96817. Contact: Chester Koga

Public Comment Deadline: November 22, 2004
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Special District, Building/grubbing/grading
Special Management Area

The Honolulu Police Department proposes the development of a new police station within facilities currently utilized by the Hawai'i Army National Guard. The new 4,096 square feet facility will permit some of District 6 and District 7 personnel to better serve the communities within their respective service areas by: (a) Providing a greater sense of security through a permanent police presence; (b) Enabling better control over its operation; (c) Placing logistical support closer to the communities being served; and (d) Making police services more accessible to the community. The new facility will initially be an extension on the east side of an existing building. Once the National Guard permanently vacates the existing building, the Police Department will renovate and utilize the remaining floor area (approximately 11,285 square feet). Developing a new East Honolulu Police Station at the proposed location has additional economic benefits to the City because the City will not have to purchase the land since the State is offering it to the city via a Memorandum of Agreement for use as a police station. Also, relocation of District 6 and 7 personnel from downtown to the proposed site will make needed space available at the main police station. The project site is located on a portion in Kahala at the foot of Diamond Head Crater. The site is bounded by Diamond Head Memorial Park to the north, a State-owned corporation yard to the west, Diamond Head Road to the south, and 22nd Avenue to the east.



North South Road and Kapolei Parkway (NEPA EA-FONSI)

The U.S. Federal Highway Administration, in cooperation with the State Department of Transportation (DOT) and City Department of Transportation Services (DTS), wishes to announce the availability of an Environmental Assessment (EA) for the proposed North-South Road and Kapolei Parkway, in 'Ewa, on the island of O'ahu. A Final EA and Finding of No Significant Impact (FONSI) to comply with Hawai'i Revised Statutes Chapter 343 was published in the OEQC Bulletin on October 8, 2004. A separate EA has been prepared in accordance with the National Environmental Policy Act of 1969, as amended (NEPA), and this notice pertains to the NEPA EA. The analyses and findings in the State EA, and the NEPA EA, are substantially the same. Those commenting on the State EA need not comment again, unless they believe their comments were not adequately addressed in the State Final EA. Copies of the NEPA EA are available for public inspection and copying at: U.S. Federal Highway Administration, State Department of Transportation, City and County of Honolulu Department of Transportation Services, Hawai'i State Library (Main Branch), 'Ewa Beach Public Library, Kapolei Public Library. A public hearing on the project was held at Asing Park on September 1, 2004. However, another public hearing may be requested at this time. If you wish to comment or request a public hearing, please mail or deliver any comments you may have to the following address: Abraham Wong, Division Administrator, U. S. Department of Transportation, Federal Highway Administration, Box 50206, 300 Ala Moana Boulevard, Room 3202, Honolulu, Hawai'i 96850. All written comments should be legible and include your name (individual and/or organization) and return address. Comments on the NEPA document are due by November 11, 2004 to be considered in the FONSI determination by the Federal Highway Administration.

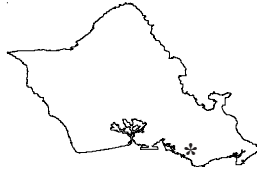


Abraham Wong, Division Administrator, U. S. Department of Transportation, Federal Highway Administration, Box 50206, 300 Ala Moana Boulevard, Room 3202, Honolulu, Hawai'i 96850. All written comments should be legible and include your name (individual and/or organization) and return address. Comments on the NEPA document are due by November 11, 2004 to be considered in the FONSI determination by the Federal Highway Administration.



Kapi'olani Area Revised Sewer System (HRS 343 DEA)

District: Honolulu
TMK: 3-3-03, 04, 05, 07, 10, 14, 18, 22, 36, & 38



Proposing Agency: City and County of Honolulu, Department of Design and Construction, Honolulu Municipal Building, 14th Floor, 650 South King Street. Honolulu, Hawai'i 96813. Contact: Raj Rath (527-6732)

Determination Agency: Same as above.
Consultant: Fukunaga & Associates, Inc., 1388 Kapi'olani Boulevard, 2nd Floor, Honolulu, Hawai'i 96814. Thomas Tamanaha (944-1821)

Public Comment Deadline: November 22, 2004
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: City Street Usage, State Right-of-Way

The Kapi'olani Area Revised Sewer System project involves the rehabilitation of sewer lines in the Kapi'olani area. This project proposes to construct eight sewer projects that are listed and described below: **1. Ala Moana Boulevard Sewer Reconstruction** - Replace 800 feet existing 12" cast iron pipes in Ala Moana Boulevard, just east of Kamake'e Street, with new 12" pipes. **2. Miscellaneous Repairs at Various Locations in the Kapi'olani Area** - Rehabilitate 400 feet of existing 8" pipes in Kamake'e Street, just mauka of 'Auahi Street by lining the pipe with cured-in-place pipe liner; Replace 100 feet of 15" sewer line in Kapi'olani Boulevard west of Pensacola Street, with new 24" pipes; Rehabilitate 180 feet of existing 12" sewers and replace a short length of 6" pipe with new 8" pipe in Pi'ikoi Street, mauka of Kapi'olani Boulevard; Repair existing sewer manholes in Kapi'olani Boulevard, and Queen Street; and re-plug abandoned sewer in a sewer manhole in the Kamake'e and Kawaiha'o Streets intersection. **3. Kona Street Sewer Reconstruction** - Replace 1,010 feet of existing 6" sewers in Kona Street, between Kamake'e and Pi'ikoi Streets, with new 8" pipes; and repair severe structural defects in a pipe section in Pensacola Street. **4. Pensacola Easement Sewer Reconstruction** - Replace 440 feet of existing 6" sewers in an easement off Pensacola Street between, Kamaile and Ho'ola'i Streets with new 8" pipes. **5. Sheridan Tract Sewer Repairs** - Replace 200 feet of existing 6" pipes in Rycroft Street, just east of Cedar Street, with new 8" pipes; and replace 130 feet of existing 6" pipes in an easement off Cedar Street with new 8" pipes. **6. Atkinson Drive Sewer Reconstruction** - Replace 800 feet of existing 8" pipes in Atkinson Drive, between Kapi'olani Boulevard and Mahukona Street, with new 10" and 8" pipes. **7. Kalauokalani Way Sewer Reconstruction** - Replace 870 feet of

existing 6" pipes with new 8" pipes. **8. Rycroft Street Sewer Reconstruction** - Replace 470 feet of existing 8" and 12" pipes in Rycroft Street between Ke'eaumoku Street and 'Ahana Street with new 10" and 15" pipes.



O'ahu Notices

OCTOBER 23, 2004

Palolo Chinese Home (HRS 343 FEA-FONSI, NEPAEA-FONSI)

District: Honolulu
TMK: 3-4-13:01 and 3-4-26:37
Applicant: Palolo Chinese Home, 2459 10th Avenue, Honolulu, Hawai'i 96816. Contact: Leigh-Wai Doo (739-6033)
Approving Agency: Department of Community Services, 715 S. King St, 2nd floor, Honolulu, Hawai'i 96813. Contact: Contact: Keith Ishida (527-5092)
Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, Hawai'i 96826. Contact: Earl Matsukawa (946-2277)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: CUP, Grading, Grubbing

This is a joint Federal-State final EA. Palolo Chinese Home (PCH), a not-for-profit organization was established in 1917 and serves as a care facility for the elderly. PCH is located on an approximately 14.97-acre parcel identified as TMK 3-4-13:001 and a 4,930 square foot parcel identified as TMK 3-4-26:37 in Palolo Valley on O'ahu. Palolo Chinese Home (PCH) proposes to redevelop its existing campus, which presently includes an Adult Residential Care Home and Nursing Level Care facility serving up to 60 residents. Redevelopment will expand the PCH to include an 88-unit Assisted Living Apartment Complex and a new Food Service/Administration Building. Proposed improvements include renovating the existing Lani Booth Hall, demolishing the existing Farm Memorial Hall and Victoria Ward Hall, restoring a previously used driveway, and providing additional parking areas. The accepting agency is the City and County of Honolulu Department of Community Services in conjunction with the use of federal and city funds for portions of the proposed project. No significant impacts are anticipated during the construction and subsequent occupation of the proposed project. Construction activities are anticipated to have short-term noise, traffic and air-quality impacts in the surrounding area. Construction noise and air quality impacts will be minimized by compliance with applicable State Department of Health rules. No significant long-term environmental or community impacts in the vicinity of the project site are anticipated. Traffic noise along the restored driveway will be attenuated by providing a landscaped buffer and a solid wall where it passes the existing adjacent residences..



'Ewa Nonpotable Water System Expansion (HRS 343 FEA-FONSI)

District: 'Ewa
TMK: 9-1; 9-2-02; and 9-2-03
Proposing Agency: City and County of Honolulu, Board of Water Supply, 630 South Beretania Street, Honolulu, Hawai'i 96843. Contact: Scot Muraoka (748-5942)
Determination Agency: Same as above.
Consultant: Gray Hong Nojima & Associates, Inc., 841 Bishop Street, Suite 1100, Honolulu, Hawai'i 96813. Contact: Sheryl Nojima (521-0306)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: Street Usage, Building, Trenching
NPDES, Noise

The City and County of Honolulu, Board of Water Supply (BWS) presently owns and maintains the municipal nonpotable (or non-drinking) water system in the 'Ewa district. The existing storage and distribution system currently has the capacity to provide approximately 12 million gallons per day (MGD) of nonpotable water that is used for the irrigation of golf courses, parks and greenbelts, as well as industrial processing. Due to the projected increasing demand for drinking water and the limited basal groundwater supply on O'ahu, the BWS plans to expand the nonpotable storage and transmission system, which will facilitate the use of nonpotable water in greater amounts matching quality with use. In turn, this will relieve some of the potable water supply that may be preserved for drinking water needs. The BWS estimates an ultimate nonpotable water demand of up to 26 MGD in the 'Ewa district. The expansion will be constructed in three phases of various projects over the next 15-plus years. The anticipated infrastructure development will include approximately 44-miles of distribution mains, ranging in diameter from 4 to 36 inches, located primarily within existing state and county road and highway rights-of-ways. In addition, increased storage capacity will be planned and constructed accordingly.



Kapolei West (HRS 343 FEA EISPN)

District: 'Ewa
TMK: 9-1-14 por. 33; 9-1-15 por. 4 and por. 20
Applicant: 'Aina Nui Corporation, 1001 Kamokila Blvd., Suite 255, Kapolei, Hawai'i 96707. Contact: Donna Goth (674-3540)
Approving Agency: State of Hawai'i, Land Use Commission, 235 South Beretania Street, Room 406, Honolulu, Hawai'i 96813. Contact: Anthony Ching (587-3822).
Consultant: Helber Hastert and Fee Planners, 733 Bishop Street, Suite 2590, Honolulu, Hawai'i 96813. Contact: Corlyn Olson Orr (545-2055)
Deadline: November 22, 2004
Status: Final environmental assessment (FEA) and Environmental Impact Statement Preparation Notice (EISPN), pending 30-day public comment and requests to become a consulted party in the preparation of the upcoming draft environmental impact statement (DEIS). Address public comments on the FEA and/or requests to become a consulted party in the preparation of the upcoming DEIS to the applicant with copies to the approving agency, consultant and OEQC.
Permits Required: Land use district boundary amendment, special management area, zone change, water/wastewater plan approval, subdivision approval, grading, building



road right-of way (ROW) bisects the southern section of the project area. A petition for a State Land Use District Boundary Amendment to reclassify approximately 174.2 acres of the project area from the Agricultural District to the Urban District (collectively referred to as "Petition Area") has been filed with the State Land Use Commission. The Petition Area consists of Tax Map Key parcels 9-1-14: 33 (por.), 9-1-15: 4 (por.), and 9-1-15:20 (por.), and is located in the southern portion of the project, straddling the OR&L Railroad ROW.

Development proposed for the Petition Area includes approximately 1,200 low and medium-density residential units, approximately 60 acres of golf course, and nearly 28 acres of park and open space. The boundary amendment would allow development of the Petition Area and approximately 372.6 acres of land within the Urban District adjacent to the Petition Area for the proposed Kapolei West project. In its entirety, the entire Kapolei West project is planned to include an 18-hole championship golf course, approximately 2,400 single and multi-family homes, neighborhood parks and a pedestrian pathway system to link the neighborhoods.

Regional commercial and transit/mixed-use areas are planned to enhance the City of Kapolei and support both the neighboring communities and the proposed Kapolei West community. Vehicular access to the project area is planned via a new segment of Kapolei Parkway connecting to Ali'i Nui Drive to the west and Kalaeloa Boulevard to the east; the proposed Hanua Street extension on the east; and a new roadway connected connecting to Farrington Highway to the west. Three new roadways, including two smaller neighborhood streets and the proposed Hanua Street extension, and two golf cart paths, are planned to cross the OR&L Railroad ROW.

Pursuant to Chapter 343, Hawai'i Revised Statutes, a Draft Environmental Impact Statement (DEIS) is being prepared for the project's proposed use of a historic site located on State lands (i.e., planned roadways cross the OR&L Railroad ROW, which is owned by the State of Hawai'i and listed on the National Register of Historic Places). The forthcoming DEIS will be organized to address both potential direct impacts and mitigation measures of the Proposed Action (i.e., reclassification of approximately 174.2 acres from the Agricultural to the Urban District) and the potential indirect and cumulative impacts associated with the larger, 547.8-acre West Kapolei project area.

'Aina Nui Corporation, an affiliate of the Estate of James Campbell, has filed a petition for a State Land Use District Boundary Amendment to reclassify approximately 174.2 acres of land from the Agricultural District to the Urban District (referred to as the "Petition Area") with the State Land Use Commission. The Petition Area is located in 'Ewa, O'ahu and consists of Tax Map Key parcels 9-1-14: 33 (por.), 9-1-15: 4 (por.), and 9-1-15:20 (por.). The Petition area straddles the State-owned, historic O'ahu Railway & Land Company (OR&L) Railroad right-of-way (ROW). Development proposed for the Petition Area (referred to as the Proposed Action) includes approximately 1,200 low and medium-density residential units, approximately 60 acres of golf course, and nearly 28 acres of park and open space.

The Petition Area is surrounded by the 372.6-acre area formerly known as Ko 'Olina Phase II to the north (urbanized in 1991 under Docket A90-655), Ko 'Olina Resort to the west, Kalaeloa Barbers Point Harbor and the Kapolei Business Park to the south, and the City of Kapolei and Kalaeloa Boulevard to the east.

The Petition Area is proposed to become part 'Aina Nui Corporation, an affiliate of the Estate of James Campbell, proposes development of Kapolei West, a master-planned residential and golf community that includes the former Ko 'Olina Phase II project area, encompassing a total project area planned on of approximately 547.8 acres in Ewa, Oahu. Surrounding land uses include the H-1 Freeway, Honokai Hale and Nanakai Gardens subdivisions to the north; Ko Olina Resort and golf course to the west; Kalaeloa Barbers Point Harbor and the Kapolei Business Park to the south; and the western boundary of the City of Kapolei and Kalaeloa Boulevard to the east. The historic OR&L Rail-



Maui Notices

OCTOBER 23, 2004

Kahikinui Koa Forest Protection and Restoration (HRS 343 DEA)

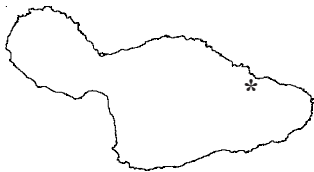
District: Hana
TMK: 1-8; 5-7, 9, 11
Proposing Agency: State of Hawai'i, Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i 96813. Contact: Scott Fretz (587-4187)

Determination Agency: Same as above.
Consultant: Ron Terry, Ph.D., HC 2 Box 9575, Keaau, Hawai'i 96749 (982-5831)

Public Comment Deadline: November 22, 2004
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Conservation district use permit

The Hawai'i State Department of Land and Natural Resources, Division of Forestry and Wildlife (DOFAW), is proposing to build a pig- and deer-proof fence to exclose approximately 1,500 acres of native remnant koa (*Acacia koa*) forest on portions of five properties owned by DOFAW, the State of Hawai'i and the Department of Hawaiian Home Lands. A Memorandum of Agreement (MOA) is currently being developed among the landowners of these properties, each of which supports the action. The overall aim of this project is to initiate an effective management scheme within the remnant native upland forest of southern Haleakala. The project can demonstrate that a reasonable effort involving active management and feral ungulate control can restore and protect the unique forest resources. It is hoped that the project will serve as a showcase for responsible and economical stewardship on State land, thus providing an example for stewardship on private land and an incentive for future public investment and policy development. Although full forest recovery is expected to take decades, this project will initiate the process needed for long-term recovery, and is expected to provide more than 1,500 acres of koa forest habitat for dozens of native and endangered plant and animal species within the next five to ten years. The budget for the project is currently set at \$500,000, funded by the State of Hawai'i and through grants from the U.S. Fish and Wildlife Service and the U.S. Forest Service. The project will begin as soon as approvals are obtained. Additional funds are pending for future fiscal years, and significant in-kind services will be contributed by agency collaborators.



Maui Lu Resort Redevelopment (HRS 343 FEA-FONSI)

District: Wailuku
TMK: 3-9-001: 083, 086, 120
Applicant: Genesee Capital, 4037 Porte de Palmas, Suite 90, San Diego, CA 92122. Contact: Gregory Schneider (858-452-9950)

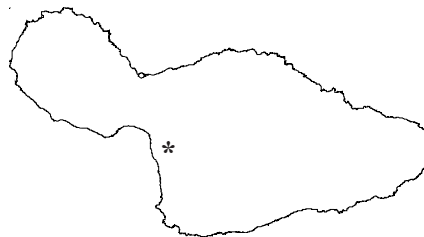
Approving Agency: County of Maui, Maui Planning Commission, c/o Planning Department, 250 South High Street, Wailuku, Hawai'i 96793. Contact: Ms. Kivette Caigoy (270-7735)

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

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: SMA, NPDES, Grading, Building, Electrical, Plumbing

The subject property is located on both sides of South Kihei Road at the intersection of Ka'ono'ulu Road, Kihei, island of Maui. The project site is approximately 27.282 acres and partially abuts the ocean. The purpose of this application is to redevelop the Maui Lu Resort in a phased construction of 400 timeshare units comprised of a mixture of one, two, three, and four story buildings, along with related service and recreational amenities, and landscape planting, parking, infrastructure and utility improvements. The proposed action involves demolition and removal of the existing Maui Lu Resort complex on the mauka property. On the makai parcel, a two-story oceanfront structure parallel with South Kihei Road will be replaced with a single-story beach club. The other two existing buildings will be reduced in size and renovated. The demolition and construction of phase No. 1 are expected to commence in February, 2005. Enhancements to the shoreline area may include beach nourishment, sand dune stabilization, and/or improved public beach access. Improvements proposed to mitigate the traffic impacts of the project are (1) signal at the intersection of South Kihei Road at Ka'ono'ulu Road, (2) landscaped median along South Kihei Road to provide refuge for pedestrian crossing and calming traffic, (3) sidewalks on both sides of South Kihei Road and along Ka'ono'ulu Road adjacent to project, and (4) widen Ka'ono'ulu Road and provide left turn storage lanes into the project.



University of Hawai'i at Hilo Mauka Lands Master Plan (HRS 343 DEIS)

District: South Hilo
TMK: 2-4-001:122
Proposing Agency: University of Hawai'i at Hilo, 200 West Kawili Street, Hilo, Hawai'i 96720. Contact: Lo-Li Chih (974-7595)

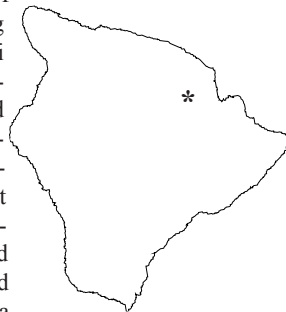
Accepting Authority: Governor, State of Hawai'i, c/o OEQC, 235 South Beretania Street, Room 702, Honolulu, Hawai'i 96813.

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

Public Comment Deadline: December 7, 2004
Status: Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the proposing agency with copies to the accepting authority, consultant and OEQC.

Permits Required: State land use district boundary amendment; county use permit or rezoning

The University of Hawai'i at Hilo (UHH) is planning to expand its University Park research facilities on a 267-acre parcel in Hilo, Hawai'i (TMK: 2-4-01:122). Located west of Komohana Street, just mauka of the existing University Park, between the Moho'uli Street Extension, the Sunrise Estates Subdivision, the Pu'ainako Street Extension and the proposed USDA Pacific Basin Agricultural Research Center (PBARC), the proposed University Park Expansion project will occupy 118 acres of currently undeveloped land. The remainder of the State-owned parcel will be used to develop the proposed Hawai'i Community College Komohana Campus and other University-related uses. The proposed master plan for the University Park Expansion includes approximately 40 lots ranging in size between 1.9 acres and 5.7 acres with most lots averaging 2.5 acres. The lots will surround a pedestrian court that will be landscaped and provide outdoor areas where workers can eat their lunches or interact with other researchers in a campus-like environment. The pedestrian court would also provide a pedestrian and bicycle link to the proposed Hawai'i Community College Komohana Campus and PBARC to the south encouraging synergistic connections to neighboring research and educational facilities. The main vehicle entrance to the University Park Expansion will be from Komohana Street via an extension of Nowelo Street, just opposite the entrance to the existing University Park. A secondary vehicular entrance will be provided from the Mohouli Street Extension. The proposed Hawai'i Community College Komohana Campus would be accessed from the Pu'ainako Street Extension and the proposed Nowelo Street Extension. The project will require a State



Land Use District Boundary amendment from Agricultural to Urban, and either a County Use Permit or rezoning. Anticipated impacts include: increased traffic; increases in solid waste generated; increased in electricity consumed; and short-term impacts to air quality and ambient noise levels during construction. Expected positive impacts include: the consolidation of Hawai'i Community College facilities from two campuses to one; and reinforcing the "clean" industry of research at UHH and in East Hawai'i.



Environmental Tip

In May of this year "the ninth trigger" to Hawaii's environmental review law was enacted. Government decision-makers will need to decide if an environmental review will need to be prepared for any wastewater facilities, waste-to-energy facilities, landfills or power generation plants under consideration.

Here is what the law now says:

"... proposal of a wastewater facility (except an individual wastewater system or a wastewater facility serving fewer than fifty single-family dwellings or the equivalent), waste-to-energy facility, landfill, oil refinery or power-generating facility."

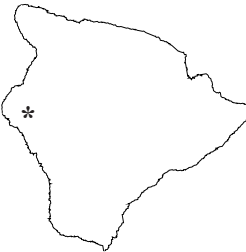
HRS 343-2 and 343-5(a)(9) were amended in May 2004.

OCTOBER 23, 2004

Palamanui Development (HRS 343 FEIS and Acceptance Determination)

District: North Kona
TMK: 7-2-05:01
Applicant: Hiluhilu Development, LLC, P.O. Box 7121
Kamuela, Hawai'i 96743, Contact: Guido
Giacometti (882-1924)
Approving Agency: State Land Use Commission, 235 S. Beretania
Street, Suite 406, Honolulu, Hawai'i 96813.
Contact: Anthony Ching (587-3822)
Consultant: Group 70 International, Inc., 925 Bethel Street,
5th Floor, Honolulu, Hawai'i 96813. Contact:
George Atta (523-5866 x 103)
Status: The final environmental impact statement (FEIS)
was accepted by the Land Use Commission on
October 7, 2004. The FEIS is also available at the
Office of Environmental Quality Control.
Permits Required: Land Use Boundary Amendment, NPDES,
Rezoning, Subdivision, Grading, Building, UIC,
Construction

A Final Environmental Impact Statement has been prepared for Palamanui - Hiluhilu Development project. The Land Use Commission accepted the Final EIS in October 2004. 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 as Palamanui. The site is located within the ahupua'a of Kau, near the Kona International Airport at Keāhole, mauka of Queen Ka'ahumanu Highway and makai of Mākālei 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. Palamanui will provide single and multi-family residential units for the University and the community, a mixture of classroom and teaching labs, a 100-room inn, 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 a 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 includes the use of conservation district lands and will involve the re-classification of these 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. The project involves the following permits: Land Use Boundary Amendment, Rezoning, Subdivision, Wastewater Treatment Facility and Irrigation, Highway entrance from Queen Ka'ahumanu Highway, Grading and Building Permits, National Pollutant Discharge Elimination System, Underground Injection Control and Construction permits.



NOTICE OF AVAILABILITY OF DRAFT FINDING OF NO SIGNIFICANT IMPACT (FONSI) FOR THE PROPOSED CONSTRUCTION AND OPERATION OF A C-17 SHORT AUSTERE AIRFIELD (SAAF) WITH THE STATE OF HAWAII

The Air Force has prepared a Draft Finding of No Significant Impact (FONSI) based on the Final Environmental Assessment that was developed to evaluate potential impacts on the environment associated with the proposed project to construct a Short Austere Airfield (SAAF) runway in the Hawaiian Islands. Kona International Airport (KOA) at Keahole, Hawaii (HI); the Pacific Missile Range Facility (PMRF), Kauai; and the Marine Corps Base Hawaii (MCBH) are being considered as potential SAAF locations.

The purpose of the SAAF is to provide the Pacific Air Forces (PACAF) with an airfield to conduct aircrew training and contingency operations for its C-17 aircraft. The SAAF will include a connecting taxiway, paved shoulders, graded areas surrounding the runway, pavement marking, and airfield lighting improvements. The SAAF will be used for proficiency training with initial training being accomplished outside of Hawaii. Additionally, when not in use for SAAF training, this runway may be utilized for general aviation traffic.

A Copy of the Draft FONSI and Final EA will be available for review on 23 October 2004 on the internet at www.hickamc17.com, or at the reference desks of the Kaneohe State Library on Oahu, the Waimea State Library reference desk on Kauai, and the Kailua-Kona Public Library on Hawaii. The Air Force is anticipating signing the FONSI on or about 1 December, 2004. Individuals wishing further information or to submit comments should contact:

Captain Patricia Teran-Matthews
Chief of Public Affairs
15th Airlift Wing
800 Scott Circle
Hickam AFB, HI 96853-5328

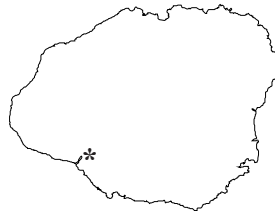
Kekaha Landfill Phase II Second Vertical Expansion (HRS 343 FEA-FONSI)

District: Waimea
TMK: 1-2-02: 9 and portion of 1
Proposing Agency: County of Kaua'i, Department of Public Works, 4444 Rice Street, Room 275, Lihu'e, Hawai'i 96766. Contact: Troy Tanigawa (241-6880)
Determination Agency: Same as above.
Consultant: Earth Tech, Inc., 841 Bishop Street, Suite 500, Honolulu, Hawai'i 96813. Contact: Ron Boyle (523-8874)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: Solid waste

The County of Kaua'i proposes to vertically expand the Kekaha Phase II landfill to provide additional volume so that the County has enough time to site, investigate, design, permit, and construct a new landfill. By raising the elevation of the landfill from 60 feet above mean sea level (msl) to 85 feet msl (a vertical increase of 25 feet) the landfill will have the necessary volume to accommodate solid waste for another 5 years.

The landfill site is owned and administered by the Department of Land and Natural Resources (DLNR), and was set aside by the County of Kaua'i for use as a landfill by an executive order. The Phase II area is located on land designated as Agriculture. Phase II land use was approved by the State Land Use Commission by granting a Special Permit. This Special Permit allows land classified in the State Agricultural district to be used for landfill purposes. No time limit is provided for use as a landfill however specific conditions provided by the County of Kaua'i Planning Department, County Planning Commission, and the State land Use Commission must be followed.

ERRATUM: On page 13, in the October 8, 2004, issue of the *Environmental Notice*, the Office of Environmental Quality Control mistakenly published a notice under "Land Use Commission" entitled "*Hale O Kaula Church, Pukalani, Maui (DR02-27)*." The OEQC retracts this notice and regrets any inconvenience that it may have caused.



Conservation District Notices

OCTOBER 23, 2004

Conservation District Use Permit

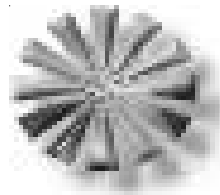
Persons interested in commenting on the following Conservation District Use Application (Board Permit) must submit comments to the Department of Land and Natural Resources.

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 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.

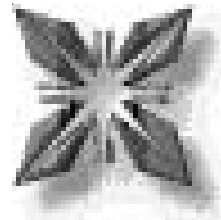
Please send comments and requests to:
State of Hawaii
Department of Land and Natural Resources
Office of Conservation and Coastal Lands
1151 Punchbowl Street, Room 220
Honolulu, Hawaii 96813



While 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 Tiger Mills of our Office of Conservation and Coastal Lands staff at 587-0382.

PROJECT #1

File No.: CDUA OA-3206
Name of Applicant: Jeffrey I Tsuzuki
Location: Kaneohe, Oahu
TMK: (1)4-5-018:080
Proposed Action: After the Fact Seawall Improvements to a Nonconforming Seawall
343, HRS determination: Exempt
Applicant's Contact: Jeffery Tsuzuki 533-2300

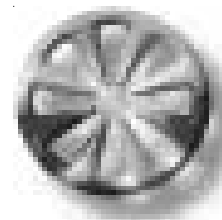


PROJECT #2

File No.: CDUA MA-3204
Name of Applicant: County of Maui, Department of Public Works
Location: Lahaina, Maui
TMK: (2)4-7-001:018
Proposed Action: Lahaina Watershed Flood Control Project
343, HRS determination: The Final Environmental Impact Statement was published in OEQC's Environmental Notice on January 8, 2004, and the Mayor of Maui was the accepting authority of the FEIS.
Applicant's Contact: Mich Hirano (808) 244-8729

PROJECT #3:

File No.: CDUA HA-3205
Name of Applicant: Sidney Mizukami
Location: Kona Paradise Subdivision, Kahohe 4th, Hawaii
TMK: (3)8-7-019:033
Proposed Action: Enclose Lower Level of An Existing Two Story Structure
343, HRS determination: Exempt
Applicant's Contact: Sidney Mizukami (808) 329-2480



Human Remains at the Department of Anthropology, University of Hawai'i at Hilo

Pursuant to the Native American Graves Protection and Repatriation Act (NAGPRA), the National Park Service (NPS) announced the completion of an inventory of human remains in the possession of the Department of Anthropology of the University of Hawai'i at Hilo. The remains were removed from three locations on the island of Hawai'i: (1) in 1954 from Keanapuhi'ula Cave in the Kaunamano 'ahupua'a in Ka'u by the University of Hawai'i at Hilo and the Bernice Pauahi Bishop Museum; (2) in the 1950's from the Pu'u Ali'i Sand Dune in the Kamau'oa Pu'u'eo 'ahupua'a in Ka'u by Professor William Bonk of the University of Hawai'i at Hilo; and (3) in 1975 from the Mahana Bay IV Site, Kamau'oa Pu'u'eo 'ahupua'a in Ka'u by Professor William Bonk of the University of Hawai'i at Hilo. Officials at the University of Hawai'i at Hilo have determined that the human remains described above represent the physical remains of three individuals of Native Hawaiian ancestry. Officials of the University of Hawai'i at Hilo have also determined that there is a relationship of shared group identity that can be reasonably traced between the Native Hawaiian human remains and the Punalu'u Preservation Association and the Office of Hawaiian Affairs. Representatives of any other Native Hawaiian Organization that believes itself to be culturally affiliated with the human remains should contact Peter R. Mills of the Department of Anthropology, Social Sciences Division, University of Hawai'i at Hilo, 200 West Kawili Street, Hilo, Hawai'i 96720-4091, telephone (808) 974-7465, before November 12, 2004. Repatriation of the human remains jointly to the Punalu'u Preservation Association and the Office of Hawaiian Affairs may proceed after that date if no additional claimants come forward (69 F.R. 60644, October 12, 2004).

Marine Mammals

The National Marine Fisheries Service (NMFS) announced that effective August 30, 2004, through August 29, 2005, an Incidental Harassment Authorization (IHA) to take small numbers of marine mammals by harassment as a part of oceanographic seismic surveys in the Gulf of Alaska has been issued to Lamont-Doherty Earth Observatory (see, 69 F.R. 58132, September 29, 2004).

Comprehensive Oceans Policy Bill

A comprehensive oceans policy bill (known as Oceans 21) was introduced to the House of Representatives on July 22, 2004, in response to the reports of the Pew Oceans Commission and the U.S. Commission on Ocean Policy (see, *Congressional Record*, July 22, 2004, p. E1500).

Healthy Forest Youth Conservation Corps Act of 2004

The House of Representatives passed H.R. 4388, the "Healthy Forest Youth Conservation Corps Act of 2004." The proposed legislation would allow the Secretaries of Agriculture and the Interior to con-

tract directly with youth service and conservation corps to carry out rehabilitation and enhancement projects in parks and forests, placing a priority on those projects that prevent and suppress forest fires (see, *Congressional Record*, September 29, 2004, p. H7675).

Brown Tree Snake Control and Eradication Act of 2004

The representative from the Territory of Guam noted that with the level of military and commercial air and sea traffic between Guam and points in the Pacific Region, including Saipan and Honolulu, increasing on a daily basis, the need for effective control of the brown tree snakes correspondingly rises. She noted that for over a decade, a Federal partnership has existed between the Government of Guam and the State of Hawai'i in preventing the brown tree snake's transport off Guam. The proposed Brown Tree Snake Control and Eradication Act of 2004 (H.R. 3479) builds upon this existing partnership by providing more programmatic authorization and direction for the Federal elements of the overall partnership to combat the brown tree snake (see, *Congressional Record*, September 30, 2004, p. E1744).

Pelagic Fisheries Management Measures Public Hearing Held on DEIS

The Pacific Islands Regional Office of the National Marine Fisheries Service (NMFS) in coordination with the Western Pacific Fishery Management Council, has held a public hearing in Honolulu to receive comments on a draft environmental impact statement for management measures being considered for the domestic pelagic fisheries in the Pacific Ocean. The DEIS describes and assesses the likely environmental impacts of a range of alternatives for two fishery management actions. The first action is aimed at cost-effectively reducing the potentially harmful effects of fishing by Hawai'i-based longline vessels on seabirds. The second is aimed at establishing an effective management framework for pelagic squid fisheries in the Pacific, including fishing activities within the exclusive economic zone of the United States and on the high seas. The first action would be taken through the Fishery Management Plan for the Pelagic Fisheries of the Western Pacific Region. The second action would be taken both through the Fishery Management Plan for the Pelagic Fisheries of the Western Pacific Region and under the authority of the High Seas Fishing Compliance Act. Public hearings were held at various state locations on October 5-8, 2004. The public comment period ended on October 12, 2004. For more information, call Tom Graham at (808) 973-2937 (see, 69 F.R. 59580, October 5, 2004).

Expansion of Hawai'i Volcanoes National Park

The representative from Hawai'i introduced a bill that would authorize the expansion of the boundaries of Hawai'i Volcanoes National Park to allow the National Park Service to acquire 656 additional acres, a part of the historic Kahuku Ranch, most of which has been already added to the park between the 1,000 and 2,000-foot elevation marks in the Kahuku district makai of State Highway 11. These Kahuku lands encompass the southwest rift zone of Mauna Loa, one of the most

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massive volcanoes in the world. The geologic features of the proposed acquisition (three large pit craters) provide vestiges of native forest and other unique attributes. The property also includes ranch buildings, walls and pasture lands that are reminiscent of nineteenth and early twentieth century ranching and contain remnant ranchlands that are not currently represented to the public by any National Park in Hawai'i. These buildings would provide public, office, educational and research space for a much-needed satellite headquarters for this portion of the 333,000-acre park (see, *Congressional Record*, October 4, 2004, p. E1794).

Specialty Crops

The House of Representatives passed H.R. 3242, the proposed Specialty Crops Competitiveness Act of 2004. "Specialty crops" is defined in the bill to mean fruits and vegetables, tree nuts, dried fruits, and nursery crops (including floriculture). The bill provides for block grants for specialty crops, advancement of specialty crops and the establishment of a pest and disease response fund. The State of Hawai'i has specialty crops that include crops like pineapple, tropical flowers, coffee, algae, cacao and vanilla (see, *Congressional Record*, October 6, 2004, p. H8382).

40th Anniversary of the Wilderness Act

Noting that the wilderness protects watershed that provides clean water and forests as well as a refuge from urban pressures, the Senate introduced a resolution on September 28, 2004, commemorating the 40th Anniversary of the Wilderness Act, signed by President Lyndon Johnson, and setting aside the most quintessential American landscapes in the United States (see, *Congressional Record*, September 28, 2004, p. S9775).

Final Report, U.S. Commission on Ocean Policy

The representative from California noted that the U.S. Commission on Ocean Policy, created by the Oceans Act of 2000, released its final report on September 20, 2004. He noted that the document makes recommendations on a wide range of topics and marks the first time in more than thirty-years that the United States has evaluated its relationship with its largest public trust resource, the sea (see, *Congressional Record*, September 21, 2004, p. E1666).

Environmental Council Notices

November Meetings of the Environmental Council

A joint meeting of the Exemption and Administrative Rules committees, and a meeting of the Annual Report committee of the Environmental Council of the Department of Health are scheduled to meet on Friday, November 5, 2004. The Environmental Council is scheduled to meet on Monday, November 29, 2004 in suite 702, Leiopapa A Kamehameha, located at 235 South Beretania Street, Honolulu, O'ahu. For more information, please call the Office of Environmental Quality Control at (808) 586-4185. To be placed on an electronic mail notification list of Environmental Council meetings, please send an electronic mail to Leslie Segundo, Environmental Health Specialist, Office of Environmental Quality Control at LSEGUND@mail.health.state.hi.us. Please check the meeting notices and agenda of the Environmental Council no earlier than six days in advance of the meetings at the State's Calendar Meeting Announcements Internet Website at the following Uniform Resource Locator (URL):



Shoreline Notices

OCTOBER 23, 2004

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, Hawai'i 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 (808) 587-0384.

File No.	Date	Location	Applicant/Owner	TMK
MA-312	10/13/04	Proposed Consolidation of Government Land Surrounding Mala Wharf, land situated at Alamihi, Lahaina, Island of Maui, Hawaii Address: Maha Wharf Purpose: Set Aside to DOBOR (DLNR SOH)	Department of Land and Natural Resources' Land Division	4-5-04: 13 & 14 and 4- 5-05: 01, 03 and 19
OA-802-4	10/13/04	Lot 12, portion of Grant 4674 to John D. Holt Jr. land situated at Honolulu, Island of Oahu, Hawaii Address: 206 Kulamanu Place Purpose: New House Construction	DJNS Surveying & Mapping, Inc., for Patrick Morris Falktoft	3-1-40: 03
HA-285	10/13/04	Lot 4 of Land Court Application 1705 (Map 3), and Abandoned Old Government Road, land situated at Holualoa 3 rd North Kona, Island of Hawaii, Hawaii Address: 77-6306 Alii Place Purpose: Building Permit	Wes Thomas Associates, for Edmond Benech	7-7-04: 96 and 98 por.
MA-313	10/13/04	Parcel 27, being a portion of Land Commission Award 11216, Apana 21, land situated at Palauaea, Honuaua, Makawao, Island of Maui, Hawaii Address: 4572 Makena Road Purpose: Determine Setback	Ronald M. Fukumoto Engineering, Inc., for Sasson Somekh	2-1-11: 27
MA-314	10/13/04	Lot 48-A-3 of the Hui Partition Subdivision, land situated at Kaanapali, Lahaina, Island of Maui, Hawaii Address: Hui Road "E" Purpose: SMA Permit	Akamai Land Surveying, Inc./ for Longhouse Investment LLC	4-3-15: 58
MO-086	10/13/04	Lot 238 of Land Court Application 632 (Map 14), land situated at Kaunakakai, Molokai, Hawaii Address: 88 Beach Place Purpose: Building Permit	Akamai Land Surveying, Inc., for Wade Buscher	5-3-01: 18
OA-1003	10/13/04	Lot C, being a portion of Land Patent Grant 4928, 4929 and 9739, land situated at Hauula, Koolauloa, Island of Oahu, Hawaii Address: 54-045 Kamehameha Highway Purpose: Building Permit	Walter P. Thompson, for Jeffery and Dollie Bonnell and Shawn Bonnell	5-4-09: 24
HA-286	10/13/04	Lot 3, being a portion of Land Commission Award 9971, Apana 28, land situated at Kaunamalumu, North Kona, Island of Hawaii, Hawaii Address: 77-266 Ke Alohi Place Purpose: Building Permit	R.M. Towill Corporation, for Russell and Colene Johnson	7-7-24: 03
OA-1004	10/13/04	Lot 8 of Land Court Application 1002 (Map 2), land situated at Kaneohe, Koolaupoko, Island of Oahu, Hawaii Address: 45-016 Lilipuna Road Purpose: Consolidation	Wesley T. Tengan, for David Fitzgerald	4-5-01: 32
KA-183	10/13/04	Portion of Parcel 1, land situated at Wainiha, Halalea, Island of Kauai, Hawaii Address: N/A Purpose: Kuhio Highway Job #560A-03-96	Portugal Surveying & Mapping, Inc., for State of Hawaii	5-8-02: 01

Shoreline Notices

OCTOBER 23, 2004

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 Board of Land and Natural Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

Case Number	Proposed/Rejected	Location	Applicant	TMK
KA-178	Proposed Shoreline Certification	Lot 13-A-1 of the Wailua House Lots Third Series and Revocable Permit No. S-6234, being a portion of Wailua Beach Reserve, land situated at Wailua, Kawaihau (Puna), Island of Kauai, Hawaii Address: 241 Kuhio Highway Purpose: SMA Permit	ControlPoint Surveying/Wailua Associates	4-1-05: 14 and 17
KA-179	Proposed Shoreline Certification	Allotment No. 48 as shown on the map of Partition Moloaa Hui Land, Approved by the Presiding Judge September 24, 1932, land situated at Aliomanu, Island of Kauai, Hawaii Address: Kukuna Road (No Number) Purpose: Building Permit	Peter N. Taylor/Greg Fowler	4-9-04: 17
HA-280	Proposed Shoreline Certification	Lot 1 of Mauna Lani South Course Subdivision No. 4 (F.P. 2347), land situated at Anaehoomalu and Kalahuipuaa, (Waikoloa), South Kohala, Island of Hawaii, Hawaii Address: No Street Address Purpose: Determine Building Setback	Ilima Surveying, LLC/Ocean Kona Development LLC	6-8-22: 40
HA-282	Proposed Shoreline Certification	Lot 1980 of the Hawaiian Shores Subdivision (F.P. 737), land situated at Waiakahiula, Puna, Island of Hawaii, Hawaii Address: Not Assigned Purpose: Determine Building Setback	Ilima Surveying, Inc./George and June Bianchi	1-5-88: 04
HA-283	Proposed Shoreline Certification	Lot 1965 of the Hawaiian Shores Subdivision (F.P. 737), land situated at Waiakahiula, Puna, Island of Hawaii, Hawaii Address: Not Assigned Purpose: Determine Building Setback	Ilima Surveying, Inc./Jeff and Judi White	1-5-88: 18
OA-487-2	Proposed Shoreline Certification	Lot 23 of Land Court Application 446, land situated at Kaalaea, Koolauloko, Island of Oahu, Hawaii Address: 47-745D Kamehameha Highway Purpose: Determine Building Setback	Jaime F. Alimboyoguen for Casiano and Kim Gonzales	4-7-17: 10
MO-085	Proposed Shoreline Certification	Lot 3 of the Kawela Beach Lots Subdivision, land situated at Kawela, Island of Molokai, Hawaii Address: Not Assigned Purpose: Building Permit	Newcomer-Lee Land Surveyors, Inc./George P. Denison 3 rd	5-4-13: 08

Pollution Control Permit Applications

OCTOBER 23, 2004

Department of Health Permits

The following three pages contain a list of some pollution control permits currently before 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. Abbreviations are as follows: **CAB** - Clean Air Branch; **CD** - comments due; **CSP** - Covered Source Permit; **CWB** - Clean Water Branch; **I** - issued; **SHWB** - Solid and Hazardous Waste Branch; **SDWB** - Safe Drinking Water Branch; **N** - non; **NPDES** - National Pollutant Discharge Elimination System under the Federal Clean Water Act; **R** - received; **T** - temporary; **UIC** - Underground Injection Control; **NA** - not applicable.

Clean Air Branch

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Noncovered Source Permit	Hawaiian Research, Ltd. NSP 0469-01-N (Modification)	Kawailoa Drive, Haleiwa, Oahu	Issued: 9/29/04	Grain Processing Facility
Clean Air Branch, 586-4200, Noncovered Source Permit	Hawaiian Research, Ltd. NSP 0509-01-N (Modification)	Maunaloa Highway, Kaunakakai, Molokai	Issued: 9/30/04	Grain Processing Facility
Clean Air Branch, 586-4200, Covered Source Permit	Aloha Petroleum, Ltd. CSP 0220-01-C (Modification)	Barbers Point Sales Terminal, Campbell Industrial Park, Oahu	Issued: 9/30/04	Ten (10) Petroleum Storage Tanks, Tank Truck Loading Rack

Solid and Hazardous Waste Branch

Branch/Permit Type	Applicant & Application Number	Facility Location	Pertinent Date	Proposed Use
(SHWB) Solid Waste Management Permit (New)	Hawaiian Electric Co., Inc., TR-0100-04	Kuwili St., Honolulu, HI 96817	9/8/04 (Received)	Transport of Petroleum Contaminated Soil
(SHWB) Solid Waste Management Permit-by-Rule (New)	Reynold's Recycling, Inc., CC-0097-04	Kahuku Sugar Mill	9/15/04 (Received)	Recycling
(SHWB) Solid Waste Management Permit (Renew)	Ekahi Environmental Services, Inc., RY-0098-04	1009 Puuwai St., Honolulu, HI 96819	9/21/04 (Received)	Grease Trap Waste
(SHWB) Solid Waste Management Permit (Renew)	County of Maui Department of Public Works Olowalu Transfer Station, TF-0099-04	Honoapiilani Hwy.	9/24/04 (Received)	Transfer Station

Clean Water Branch

Permit	Applicant	Action	Comment Deadline
NPDES	Oahu BWS	Discharge treated wastewater associated with the operation of four granular activated carbon contactors at the Haleiwa Well GAC Treatment Facility located in Haleiwa, Oahu to Opaepala Stream	November 3, 2004

Voluntary Response Program

OCTOBER 23, 2004

Notice of Voluntary Response Program Applications

The Hawai'i Department of Health has received four applications for the State's Voluntary Response Program (VRP). The purpose of the program is to encourage property owners, lenders, developers, or prospective purchasers of property to voluntarily clean up contaminated properties. Under the VRP, applicants conduct a thorough environmental investigation and implement a state-approved response action to address any contamination found on the property. Suspected contaminants at these sites include a variety of petroleum related chemicals and those used in the wood treating process. Upon successfully completing the VRP, the applicant will receive a "letter of completion" that typically exempts the applicant and future purchasers from liability to the State for the contamination that was addressed under the VRP. Parties that are responsible for the contamination are not eligible for exemptions from liability.

The applications received address contamination on the following properties:

1. Honolulu Wood Treating Facility 91-291 Hanua Street, Kapolei, Hawai'i
2. Honsador Lumber Facility 91-151 Malakole Street, Kapolei, Hawai'i
3. Honsador Lumber Facility 3371 Wilcox Road, Lihu'e, Kaua'i, Hawai'i
4. Aloha King 1414 Kalakaua Ave., Honolulu, Hawai'i

The Department of Health welcomes comments or questions from the public regarding these projects. For additional information or to review an application, please contact Mr. Davis Bernstein in Honolulu at (808) 586-4249. A brief description of each project site is included below.

1. Honolulu Wood Treating Facility

The property currently houses a wood treatment facility that includes: a main office/warehouse building with attached beam storage building; six treating cylinders where chemicals are applied to lumber; a drip pad, where liquid chemicals are allowed to drip off the treated lumber; a tank farm with seventeen aboveground storage tanks of liquid chemical mixtures; paved and unpaved lumber storage areas; and the Ariel Truss production building, where trusses are produced for construction purposes.

2. Honsador Lumber Facility (Kaua'i)

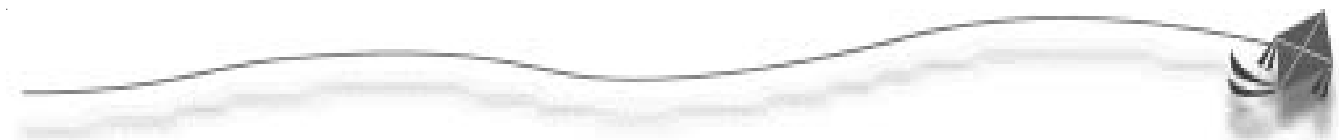
The property is currently used as a concrete and building materials supply retail and wholesale company. There are several buildings on the property including a main office building/former hardware store/warehouse; an "L" shaped warehouse that includes a laminate countertop assembly shop, door and cabinet shop, warehouse space, and a former saw mill; a concrete tile plant with concrete mixing and form pouring area and a curing area; a maintenance shop for the repair of vehicles and a former auto body shop; an aluminum roofing shop; a wood treatment plant; and a break and office building. Other facilities on the property include a fueling station with both gasoline and diesel dispensers, a propane-dispensing tank, sand and aggregate storage, a portable cement plant, numerous lumber racks, and several water and other storage tanks.

3. Honsador Lumber Facility (Kapolei)

The property is currently used as a wholesale lumber and building materials business. There is a two-story office building constructed of wood, and three corrugated metal warehouses used for storing lumber and other construction materials.

4. Aloha/King

This property consists of a parking lot and an abandoned building. A Gas Plus Service Station previously occupied a portion of the property. The suspected contamination to be addressed in this voluntary action is related to leakage of gasoline from an underground storage tank(s).



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: Lana'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to:

Office of Planning, Department of Business, Economic
Development and Tourism

P.O. Box 2359

Honolulu, Hawai'i 96804

Or, you may fax comments to the Hawai'i CZM Program at (808) 587-2899.

(1) Hawaiian Island Humpback Whale National Marine Sanctuary Multi-Purpose Facility, Kihei, Maui

Applicant: National Oceanic & Atmospheric Administration
Federal Action: Federal Agency Activity
Location: 726 South Kihei Road, Kihei, Maui
TMK: (2) 3-9-1:87
CZM Contact: John Nakagawa, 587-2878
Proposed Action:

Construct a new multi-purpose facility at the existing Hawaiian Island Humpback Whale National Marine Sanctuary headquarters to provide assembly, office and storage space for the Sanctuary's Education Program. The proposal is for a single story, 5,600 square feet building.

Comments Due: November 5, 2004

(2) North Kahana Bridge Replacement, Kahana, O'ahu

Applicant: State of Hawai'i Department of Transportation, Highways Division
Consultant: M&E Pacific, Inc.
Federal Action: Department of the Army Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Kamehameha Highway at Kahana Stream, Kahana, O'ahu
TMK: (1) 5-2-2:1 & 5-2-5:3
CZM Contact: John Nakagawa, 587-2878

Proposed Action:

Demolish the existing North Kahana Bridge and replace it with a new bridge 43-feet wide and 120-feet long. The replacement bridge will be a three-spanned concrete structure supported by two center piers and abutments at both ends. The bridge needs to be replaced because of deterioration and lack of compliance with current standards. A temporary bypass bridge and detour road will be constructed to allow vehicle travel to continue during construction. The bypass bridge and detour road will be constructed makai of the existing bridge, but mauka of Kahana Bay Beach Park thus avoiding impeding access and use of the park.

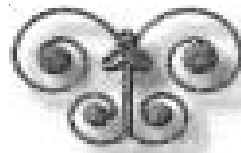
Comments Due: November 5, 2004

(3) Artificial Reef Installation Offshore of Puamana Beach Park, Maui

Applicant: Atlantis Submarines Hawaii, LLC (Atlantis Submarines)
Consultant: BEI Environmental Services
Contact: James Hayes, Director of Operations, 808-535-6055
Federal Action: Department of the Army Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Approximately 3,100 feet southwest (offshore) of Puamana Beach Park, South of Lahaina, Maui
CZM Contact: Debra Tom, 587-2840
Proposed Action:

Atlantis Submarines proposes to develop artificial reefs at two locations offshore of Puamana Beach, Island of Maui, Hawaii. These artificial reefs will be developed by (1) sinking the vessel Carthaginian, and in the future (2) sinking additional vessels and/or engineered artificial reef structures. Each vessel and future reef structures will be cleaned, ballasted (if needed), sunk and anchored at two locations (Drop Zone A and Drop Zone B). Each Drop Zone will be one-half acre (21,780 square foot) circular area with a diameter of approximately 167 feet.

Comments Due: November 5, 2004



Coastal Zone News

OCTOBER 23, 2004

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); Kaka'ako Special Design District (587-2878).

Location (TMK)	Description (File No.)	Applicant/Agent
Oahu: Kailua (4-2-38-26)	McKenna sales office & showroom additions (2004/SMA-66)	McKenna Motor Cars/ Architectural Drafting Service
Oahu: Kailua (4-2-2-2)	New retaining wall (2004/SMA-62)	Mid-Pacific Country Club / Leola Nisa
Oahu: Kalihi Kai (1-2-25-20)	Jet Fuel Subsurface Pipeline & Various improvements (2004/SMA-63)	Chevron Products Company/ Chevron Products Company
Oahu: Waianae (8-6-1-3, 40, 41 & 46)	Waianae Coast Comprehensive Health Center: construct solar screen for plants, security bldg, gazebo, monument, 2 storage bldgs, 15-space parking lot, a hale & 60-seat amphitheater	Bob Adair
Maui: Makawao (2-9-2-19)	Partition (SM2 20040101)	Arakaki, Wayne I
Maui: Paia (3-8-2-63)	Consolidation (SM2 20040102)	Jenkins, Margaret Co-Trustee et al.
Maui: Kihei (2-2-24-23)	Shade structures @ Kihei Aquatic Center (SM2 20040103)	Maui County Dept of Parks & Recreation

Special Management Area Documents (Chapter 25, Revised Ordinances of Honolulu)

Since SMA-only (Chapter 25, Revised Ordinances of Honolulu) documents *do not* trigger the EIS law as articulated in Chapter 343, Hawai'i Revised Statutes, as of September 1, 2001, OEQC no longer reviews these documents for completeness or adequacy. However, as a public service, OEQC will continue to provide notice of these projects. Questions regarding the adequacy, completeness and availability of these documents should be addressed directly to the County contact listed below.

Pupukea Village

The applicant (Pupukea Village LLC, 59-53 Pahoe Road, Pupukea) proposes to develop a new retail commercial complex on three adjoining parcels (TMKs 5-9-11: 17, 33 and 34). The project will consist of 6 one- and two-story buildings with a total floor area of 74,464 square feet. About 53 tenant spaces ranging in size from 444 to 5,500 square feet will be provided. Infrastructure improvements, including a wastewater system, are proposed. The facility will provide a total of 249 parking spaces, 219 spaces on the basement level and 30 spaces on the mauka side of the site. Access to the parking lot is via Pahoe Road from Kamehameha Highway. A commercial bus pullout is also proposed along the Kamehameha Highway frontage. The site is located across Pupukea Beach Park, adjacent to Foodland Supermarket. The site is in the B-1 Neighborhood Business District with a 40-foot height limit. The project site is in the Special Management Area, except for about a 50-foot wide strip along the mauka side of the property. The project cost is estimated at \$17,000,000. Please contact Lynne Kauer at 527-6278 for additional information.

