

# The Environmental Notice

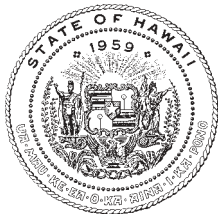
A SEMI-MONTHLY BULLETIN (UNDER SECTION 343-3, HRS) OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL

MARCH 8, 2005

## Keahole Generating Station Acceptance

HELCO has submitted a final EIS for the reclassification from conservation to urban of the lands on which its Keahole and airport substations are located, and a related county zone change from Open to General Industrial. The substations were constructed in 1973; reclassification would reflect current use. The EIS also covers construction described in a 1993 EIS but not completed. Other activities covered include new emissions controls, installation of a steam turbine with a selective catalytic reduction system (allowing use of waste heat), withdrawal from an existing brackish water well, and other improvements and

upgrades at the airport substation. Additional studies will be conducted in the next several years to determine the feasibility of implementing an alternate fuel source (naphtha), the type of ammonia to be used in the SCR (anhydrous or urea pellets, and whether it is environmentally feasible to treat wash water containing heavy metals on site. The studies are awaiting the overall project approval, and in the case of the wash water treatment, require at least a year of operational experience to generate the data necessary for analysis. The Land Use Commission accepted the final EIS at its February 10, 2005 meeting. See page 9 for more information.



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!)*

**OEQC**

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## Environmental Council Requests Comments On Rule Changes for Exemptions

The Council's committees on Administrative Rules and on Exemptions are considering changes to the Hawai'i Administrative Rules (HAR) regarding how agencies formulate exemption lists and declare categorical exemptions. The objective of the proposed changes is to clarify state and county agency procedural responsibilities in declaring an action exempt from preparation of an environmental assessment. The Council is soliciting input from stakeholders on these proposed changes. If you want an information packet, email OEQC at [nehri@mail.health.state.hi.us](mailto:nehri@mail.health.state.hi.us). The comment deadline is March 31, 2005. The Environmental Council will also meet on Wednesday, March 9, 2005. See page 15.

## Water Seminars

The Water Resources Research Center of the University of Hawai'i will hold the following seminars in the Marine Sciences Building, Room 114 from 3:00 P.M. until 4:15 P.M.: March 3, 2005 - *Investigations to Evaluate Complaints of Maui's Upcountry Drinking Water Additives* (Lorin Pang, M.D., M.P.H., Maui District Health Officer, DOH); March 10, 2005 - *Efficiency of Clay-Cement Suspensions as Grout Seals in Water Wells* (Till Rubbert, Ruhr-University Bochum); March 17, 2005 - *Assessment of a Research Project to Use Wastewater for Irrigation in Central O'ahu* (Woodie Muirhead, Brown and Caldwell).

## Provide a Picture with Your Proposed Action

A picture is indeed worth a thousand words. With our new format for published projects OEQC would like to offer you a chance to provide a picture illustrative of your project. When you submit your summary by electronic or disk format please include a related picture (GIF, TIF, JPG) attached to your summary. Currently, we scan in a picture from your documentation (or we search the web). We will continue to improve this periodic bulletin for the benefit of all readers.

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## Pictorial error for Mauna Kea Science Reserve Project

It was brought to our attention that when we displayed a picture of the Outrigger telescope on Mauna Kea it did not depict this project correctly. The picture depicted the Mauna Kea summit the Institute for Astronomy later corrected us that this was an incorrect depiction of it's project. Please accept our apologies for any misunderstandings or problems regarding the February 23<sup>rd</sup> Environmental Notice photo.

*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 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 Environ-

mental 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/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).

# O'ahu Notices

MARCH 8, 2005

## 'Ewa Non-potable Water System Expansion (Revised) (HRS 343 FEA-FONSI)

**District:** 'Ewa  
**TMK:** 9-1: 9-2-02; and 9-2-03  
**Proposing Agency:** Board of Water Supply, City & County of Honolulu, 630 S Beretania St, Honolulu, HI 96813. Contact: Scot Muraoka (748-5942)

**Determination Agency:** Same as above.  
**Consultant:** Gray, Hong, Nojima & Associates, Inc., 841 Bishop St., Ste. 1100, Honolulu, HI 96813. Contact: Sheryl Nojima (521-0306)

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

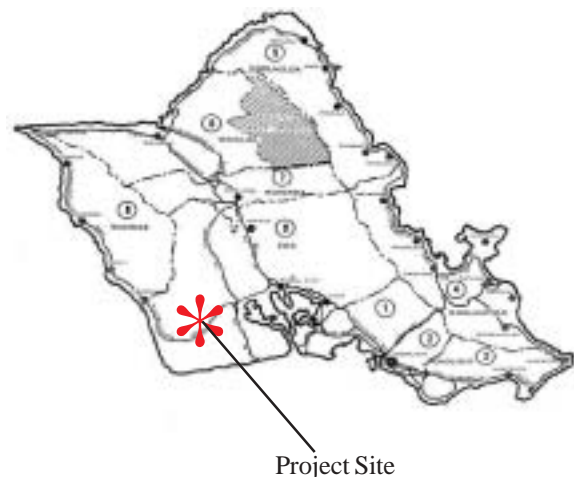
**Permits Required:** Street Usage; Building; Trenching; Building; NPDES General Permit Coverage Form C and G; Community Noise Control

The following is a re-publication of the Finding of No Significant Impact (FONSI) and Final Environmental Assessment for the Expansion of the 'Ewa Nonpotable Water System, which was originally published on October 23, 2004. There have not been substantive technical changes to the proposed project. Federal Funds may fund the project; through the State of Hawai'i's Clean Water State Revolving Fund (SRF) Program, which would

constitute a federal action, and will require the project to meet all National Environmental Policy Act (NEPA) and Hawai'i SRF program Requirements. The revised Draft EA addresses impacts and compliance with the crosscutting federal authorities, as well as comments that were received during the Revised Draft Environmental Assessment 30-day comment period.

The 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. In turn, this will relieve some of the potable 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, including 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.



## O'ahu Arts Center (HRS 343 DEA)

**District:** Mililani  
**TMK:** 9-5-02:32  
**Proposing Agency:** City & County of Honolulu, Department of Design & Construction, 650 S King St., Honolulu, HI 96813. Contact: Terry Hildebrand (523-4696)

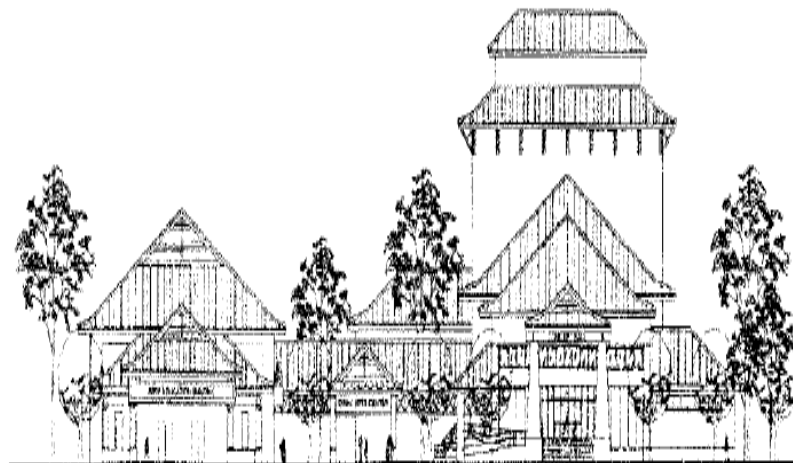
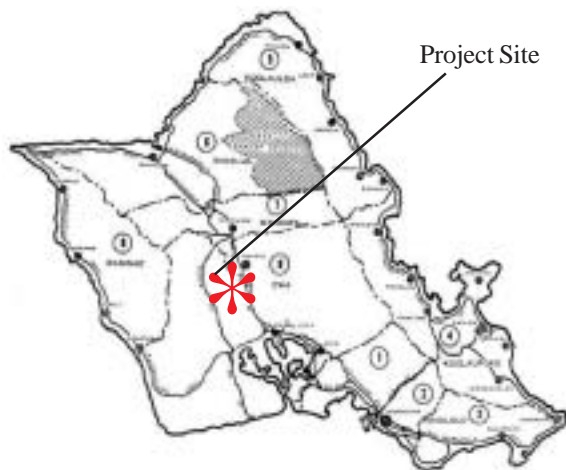
**Determination Agency:** Same as above.  
**Consultant:** Wil Chee-Planning & Environmental, Inc. 1018 Palm Drive, Honolulu, HI 96814. Contact: Kellie Cheung (596-4688)

**Public Comment Deadline:** April 6, 2005  
**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:** N/A

The O'ahu Arts Center (OAC) is a non-profit organization comprised of members of the community, from Mililani to the North Shore, formed to oversee the development and construction of a community arts facility in Mililani Mauka on the island of O'ahu. Originally conceived as a Mililani Vision Team project (formerly known as the Arts Education Center) in response to the lack of arts education facilities in central O'ahu, OAC proposes to provide access to the arts for residents of all ages, celebrate community spirit, and foster creative and positive alternatives for the region's youth. The organization's essential mission is to promote arts as an integral part of community and family life and to serve the populations of Mililani, Wahiawa, the North Shore and Waipahu.

The proposed OAC facility is located within a 9-acre commercially zoned parcel in Mililani Mauka bounded by Meheula Parkway, Lehiwa Drive and Kua'oa Street. The project site itself is owned by Castle and Cooke Homes Hawai'i, Inc. and consists of 3 acres adjacent to the Mililani Mauka Community Park and neighboring Mililani Mauka Elementary School. The facility will be comprised of a two-story arts education building, an 873-seat auditorium, an outdoor courtyard, and a one-level underground parking structure below the auditorium.



## Notice of Withdrawal of Final Environmental Assessment and Notice of Determination (EISPN)

Pursuant to Section 11-200-11.2(d), Hawai'i Administrative Rules, the University of Hawai'i (UH) has withdrawn the final environmental assessment and notice of determination (EISPN) for the "University of Hawai'i – West O'ahu," published in the August 23, 1998, *Environmental Notice*. UH submitted a new FEA-EISPN under the same title, on February 8, 2005. Questions regarding this withdrawal should be directed to Ms. Jan Yokota of the Office of Capital Improvements, University of Hawai'i, 1951 East West Road, Honolulu, HI 96822, telephone (808) 956-7935.

# O'ahu Notices

MARCH 8, 2005

## Nextel Partners, Inc. Proposed UH Hamilton Annex Antenna Facility (HRS 343 FEA-FONSI)

**District:** Honolulu  
**TMK:** 2-8-023:003  
**Applicant:** Nextel Partner,s, Inc.  
3375 Koapaka St., D-155, Honolulu, HI 96819  
Contact: Calvert Chun (837-5710)

**Approving Agency:** University of Hawaii at Manoa  
2444 Dole St., Honolulu, HI 96822  
Contact: Wallace Gretz (956-8896)

**Consultant:** Environmental Planning Solutions, LLC  
945 Makaiwa St., Honolulu, HI 96816  
Contact: Colette Sakoda (732-8602)

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

**Permits Required:** Conditional Use Permit Minor

Nextel Partners, Inc., a mobile telecommunications provider, is proposing to upgrade its wireless communications service throughout the University of Hawaii at Manoa campus by installing a transmitter/antenna facility on the rooftop of the six-story Hamilton Library Annex building in the upper/central part of the campus. Besides coverage of the entire campus, in-building coverage is in need of significant improvement. Increasingly,

PCS systems are being used to transmit data allowing callers to communicate with other telephones, computers, faxes and pagers around the world. This has greatly increased usage and demand for efficient coverage. The facility will include:

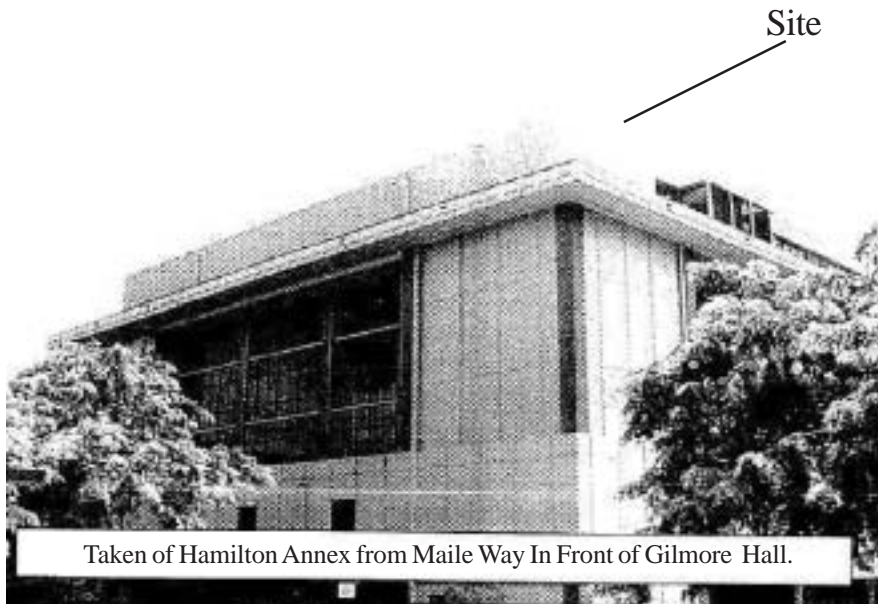
1. 12 panel antennas mounted to the 4 sides of the exterior of the machine room which is essentially the sixth, or top, floor of the Annex. Height of the antennas will remain within the building's existing roofline height.

2. The equipment would be enclosed in a 10' x 20' area opposite the interior stairwell of the machine room.

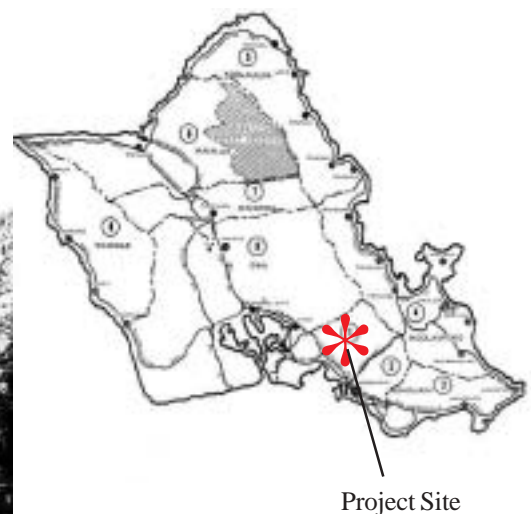
This installation will be regulated by the Federal Communications Commission and requires additional zoning and building permits from the City & County of Honolulu. Nextel Partners' installation will require a Minor Modification to the University's existing Plan Review Use (PRU).

Construction activities would result in an increase in noise levels during the up to six-week installation period. However, disruption to existing activities is anticipated to be minimal as the proposed project will be predominately interior work and will not involve major earthmoving, pile driving or heavy demolition work.

Visual impacts will be minimal as: (1) the visual quality of the existing environment is already impacted by existing structures; (2) the overall size of the antennas in comparison to the building itself will result in changes to portions of the building roof, but will not result in a significant alteration to the overall form. The antennas will be painted to match the building paint color.



Taken of Hamilton Annex from Maile Way In Front of Gilmore Hall.



**Maku'u-Halona Subdivision and Maku'u-Popoki Residential Subdivision (HRS 343 DEA)**

**District:** Puna  
**TMK:** (3) 1-5-08:003  
**Proposing Agency:** State Department of Hawaiian Home Lands  
 P.O. Box 1879, Honolulu, HI 96805  
 Contact: William Makanui (587-6449)

**Determination**

**Agency:** Same as above.  
**Consultant:** Environet, Inc.  
 2850 Paa St., Ste. 212, Honolulu, HI 96819  
 Contact: Colette Sakoda (833-2225)

**Public Comment**

**Deadline:** April 6, 2005  
**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:** NPDES

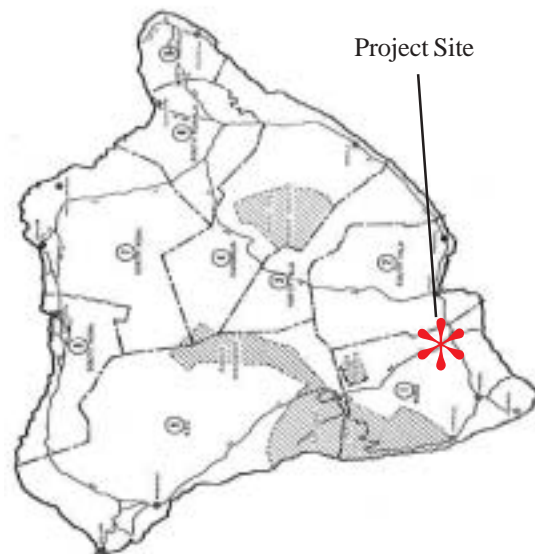
The Department of Hawaiian Home Lands (DHHL) plans to develop 365 to 375 residential and subsistence agricultural lots as well as set aside 12.7 acres for future development of a park site in the Maku'u ahupua'a. The Maku'u-Halona Subdivision and Maku'u-Popoki Residential Subdivision project will develop approximately 240 acres of Tax Map Key (TMK) no. (3) 1-5-08:003 into approximately 361 residential lots that will be about 20,000 square feet each and 13 agricultural lots that will range in

size from 1.0 to 3.42 acres. The development also includes consolidation of 12 existing 2-acre farm lots and re-subdivision into residential lots.

The proposed project would include all work necessary to prepare the land for residential and subsistence agricultural awards to beneficiaries. Site improvements are to include roadways, drainage system, water system overhead electric and road lighting systems, and underground telecommunications systems.

Construction will involve clearing and limited grading of the area to facilitate construction of roadways, drainage systems, and electrical/telecommunications/water systems that would service the development. In addition, the portion of individual residential lots occupied by the footprint of individual houses and driveways will also be cleared and graded. Individual wastewater systems will be installed on individual home lots.

Start of construction is expected to be in the first quarter of 2006 with full occupancy by 2015. Development of roads and infrastructure on the project site has the potential to affect a known archaeological site (24231). By establishing a sufficiently large buffer zone around the site to preserve it is expected to render a no adverse effects determination. DHHL in consultation with the State Historic Preservation Office (SHPO) and other consulted parties will prepare an agreement document that specifies the condition of preservation assuring the no adverse effects determination would be achieved.



# Hawai'i Notices

MARCH 8, 2005

## Keahole Generating Station & Airport Substation (HRS 343 FEIS)

**District:** North Kona  
**TMK:** (3)7-3-049:036 and 7-3-049:037  
**Applicant:** Hawai'i Electric Light Company, Inc.  
C/O Hawaiian Electric Company, Inc.  
P.O. Box 275, Honolulu, HI 96840  
Contact: Casey Cumming (543-7567)

**Approving Agency:** State of Hawai'i Land Use Commission  
P.O. Box 2359, Honolulu, HI 96804-2359  
Contact: Anthony J.H. Ching (587-3822)

**Consultant:** Belt Collins Hawaii, Ltd.  
2153 North King St., Ste. 200, Honolulu, HI 96819-4554  
Contact: Lee Sichter (521-5361)

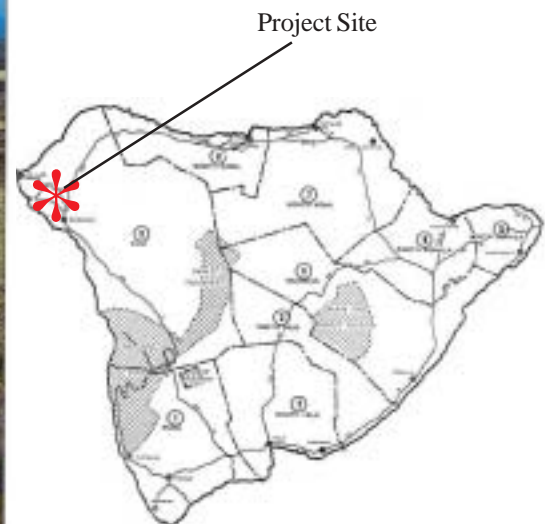
**Status:** Final environmental impact statement (FEIS) was accepted by the Land Use Commission February 10, 2005.

**Permits Required:** PSD, LUC reclassification, UIC, Noise, NPDES, HVAC, County rezoning, revocable water and lease permits, building

Hawai'i Electric Light Company, Inc. (HELCO) seeks a reclassification of its Keahole Generating Station and Airport Substation lands from the State Conservation District to the Urban District, and a subsequent change in Hawai'i County zoning from Open ("O") to General Industrial ("MG"). The reclassification and change in zoning would bring the lands into conformance with its existing use for industrial purposes. The Keahole Generating Station and Airport Substation were constructed in 1973 with approval from the State Department of Land and Natural Resources, the entity vested with jurisdiction over the Conservation District.

The principal long-term benefits of the project would include increased generating capacity for Hawai'i County to accommodate heightened economic activity and projected growth in the region. HELCO would be able to (1) improve the subject property; (2) implement environmental mitigation measures; and (3) accommodate legal and operational requirements.

The long-term productivity of the subject property would be significantly enhanced with the installation of a steam turbine with a selective catalytic reduction (SCR) system. The installation would allow the utilization of waste heat, which would make the plant more fuel-efficient. New and improved landscaping would help to mitigate any adverse visual impacts. SCR would further reduce emissions. The community would benefit by being provided with a source of reasonably reliable electrical power.





**Ma‘alaea Small Boat Harbor Improvements(HRS 343 DEA)**

**District:** Wailuku  
**TMK:** 3-6-01:02, 49, 49 (por.) and 50; 3-8-14:27, 28 and 30

**Proposing Agency:** Department of Land and Natural Resources  
 P.O. Box 621, Honolulu, HI 96809  
 Contact: Eric Hirano (587-0230)

**Determination**

**Agency:** Same as above.  
**Consultant:** Munekiyo & Hiraga, Inc.  
 305 High St., Ste. 104, Wailuku, HI 96793  
 Contact: Mich Hirano (244-2015)

**Public Comment**

**Deadline:** April 6, 2005  
**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:** NPDES, Disability and Communication Access Borad, SMA, SSV or Approval, Demo and Building Permits, Special Flood Hazard ARea Development, Grading

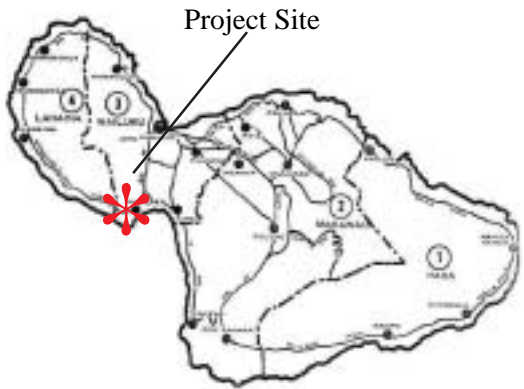
The State of Hawai‘i, Department of Land and Natural Resources (DLNR) proposes repairs and upgrades to the existing inter-island commuter ferry terminal facilities at the Ma‘alaea Small Boat Harbor (MSBH), located in Ma‘alaea, Maui, Hawai‘i. The project area is identified by TMK Nos. (2) 3-6-01:02, 49, portion of 49 and 50, which identify the harbor itself, as well as (2) 3-8-

14:27, 28, and 30 which identifies an adjacent parcel leased by the State and is presently being used for overflow parking. The harbor property covers approximately 29.51 acres and the adjacent parcel covers 1.137 acres.

The MSBH was constructed in 1952 for use by commercial vessels. The loading dock was used for inter-island ferry service in the 1980’s, but is currently used only by commercial tour boat operators. DLNR proposes improving the loading dock, as well as attendant and ancillary improvements, to allow the resumption of inter-island ferry service from MSBH on the island of Maui to the island of Lana‘i. These improvements can be categorized as site infrastructure improvements and building improvements, as well as accessibility improvements and barrier removal to comply with American with Disabilities Act requirements.

Site infrastructure improvements include replacing existing and adding new water and sewer lines and facilities, upgrading wastewater handling facilities by replacing existing cesspools with individual wastewater systems, upgrading the electrical system, repaving roads, and improving the existing overflow parking area. Building improvements include the demolition and replacement of the existing ferry terminal building, repairs and upgrades to the ferry loading dock, improvements to the existing comfort station, and construction of a new comfort station at the overflow parking area.

The project anticipated to be funded, in part, by a Federal grant intended for the improvement of ferry terminal facilities, as well as State funds for harbor upgrades to infrastructure to comply with new code requirements. The project is estimated to cost approximately \$13.2 million and requires approximately 12 months for construction work.



# Maui Notices

MARCH 8, 2005

## Waiehu Kou 4 DHHL Subdivision (HRS 343 FEA-FONSI)

**District:** Wailuku  
**TMK:** (2)3-2-012:001  
**Proposing Agency:** Department of Hawaiian Home Lands,  
State of Hawai'i  
1099 Alakea St., Ste. 2000, Honolulu, HI  
96813  
Contact: Darrell Ing (586-3844)

**Determination Agency:** Same as above; except new contact is Micah Kane (586-3801)  
**Consultant:** Munekiyo & Hiraga, Inc  
305 High St., Ste. 104, Wailuku, HI 96793  
Contact: Michael T. Munekiyo (244-2015)  
**Status:** Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

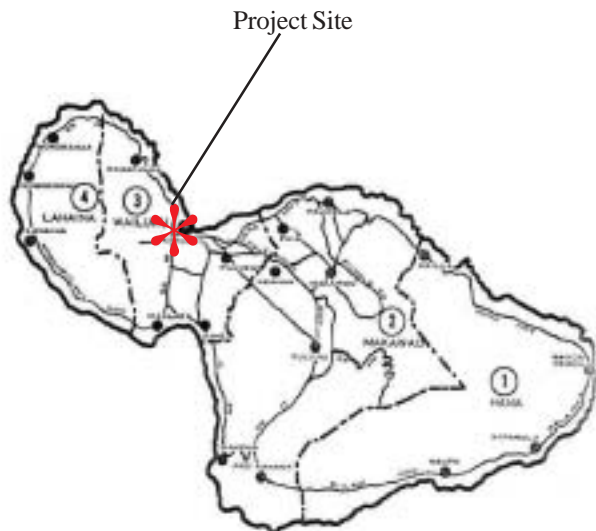
**Permits Required:** NPDES, Community Noise, Grading and Building

The Department of Hawaiian Homelands (DHHL) through its developer, WK3, LLC, proposes the development of approximately 96-lot residential single-family subdivision at Waihe'e, Maui, Hawai'i. Identified by TMK 3-2-12:01, the project site is located along Kahekili Highway, at the southern extent of the village of Waihe'e, and immediately west of the previous three phases of the Waiehu Kou subdivisions.

The site is in a rural residential area, with both fallow agricultural lands and residential subdivisions in the near vicinity. The subdivision will occupy a 35.6-acre parcel of Hawaiian homelands. House lots will range in size from 7,200 square feet to 8,000 square feet and four (4) house models will be offered as part of the house-lot package. Easements and additional lots for roadway, drainage, and utilities purposes will also be created by the proposed action.

The proposed action also includes grubbing and grading for the construction and installation of roadways, utilities, and drainage systems. An onsite retention basin will be located at the northeast extent of the property. Off-site improvements include the installation of a new 8-inch diameter sewer force main along Kahekili Highway, as well as the installation of curbs, gutters, and sidewalks along the property frontage and a left-turn storage lane.

The proposed action addresses the need for improved house lots for residential construction and occupancy by Hawaiian homestead lessees. The estimated cost of the proposed action is approximately \$12.5 million. Construction is expected to commence in July 2005, with duration of nine (9) months. Occupancy of completed homes is expected to occur between August 2006 and February 2007. Since the proposed action involved the use of DHHL lands and funds, as well as State and County rights-of-way, an Environmental Assessment (Ea) has been prepared pursuant to Chapter 343, Hawai'i Revised Statutes and Title 200 of the Hawai'i Administrative Rules for the State Department of Health.



## Central Maui Senior Housing And County Office Buildings Project (HRS 343 FEA-FONSI)

**District:** Kahului  
**TMK:** (2) 3-7-013:por. 026  
**Proposing Agency:** County of Maui, Department of Housing and Human Concerns  
 200 South High St., Wailuku, HI 96793  
 Contact: Alice Lee (270-7805)

**Determination**

**Agency:** Same as above.  
**Consultant:** Munekiyo & Hiraga, Inc.  
 305 High St., Ste. 104, Wailuku, HI 96793  
 Contact: Michael T. Munekiyo (244-2015)  
**Status:** Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

**Permits**

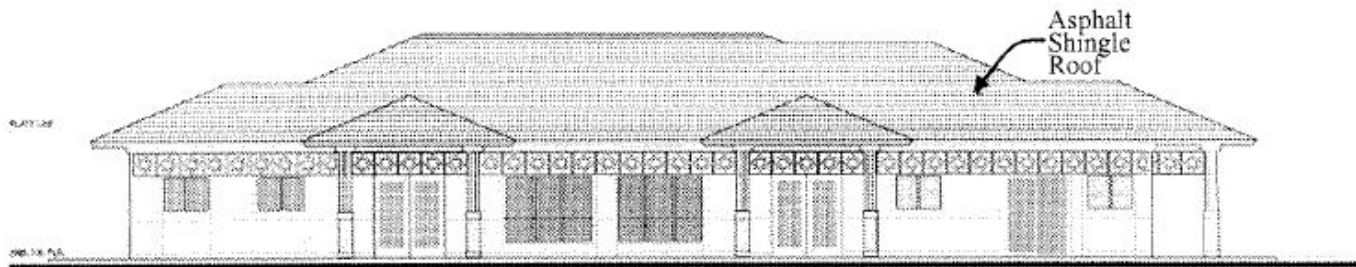
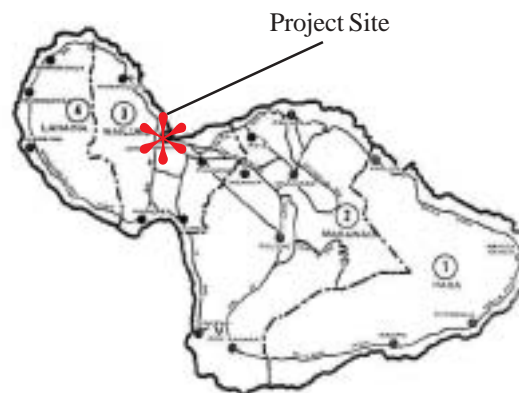
**Required:** NPDES, Grading Permit and Building Permit

The Department of Housing and Human Concerns, County of Maui proposes the development of senior housing apartments consisting of 39 one-bedroom rental units, one (1) two-bedroom resident manager's unit, a 2,945 square foot community center, a maintenance building, and related site improvements. Also included will be a County of Maui office buildings project which will consist of 12,437 square foot, two-story building for the Housing Division; a 6,718 square foot, one-story building for the Immigrant Services Division, Community Development Block Grant Program (CDBG), Volunteer Center, Office on Aging reference library, and related site improvements.

Approximately 92 paved parking stalls are proposed for the offices. While pedestrian connections will be provided between the housing and office components, vehicular access and circulation will be kept separate. Each component will have associated parking and landscaping. The project site is in Kahului Adjacent to the Kahului post office.

Inasmuch as County funds will be used for the proposed action, this environmental assessment will be prepared and processed in accordance with Chapter 343, Hawai'i Revised Statutes (HRS). Similarly, since Federal funds under the Home Investment Partnerships Program and Economic Development Initiatives-Special Projects Program will also be used for the proposed action, a U.S. Department of Housing and Urban Development (HUD) EA will be prepared and processed in accordance with the National Environmental Policy Act (NEPA).

The Senior Housing component of the project will be processed in accordance with Section 201G-118 of the Hawai'i Revised Statutes. The 201G application will be filed following completion of the Chapter 343 and HUD EA processes.



# Maui Notices

MARCH 8, 2005

## Maui Lani Land Use Plan Update & Related Project District Amendments (HRS 343 FEA-FONSI)

**District:** Wailuku  
**TMK:** (2) 3-8-07-131 (por.)  
**Applicant:** Maui Lani 100, LLC  
1333 Maui Lani Parkway, Kahului, HI 96732  
Contact: David Gleason (872-9047)

**Approving Agency:** State of Hawai'i, Land Use Commission  
235 S Beretania St., Honolulu, HI 96813  
Contact: Tony Ching (587-3822)

**Consultant:** Munekiyo & Hiraga, Inc.  
305 High St., Ste. 104, Wailuku, HI 96793

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

**Permits Required:** State Land Use District Boundary Amendment; Community Plan Amendment; Change in Zoning; Project District Phase I and Phase II Approvals; Project District Phase III approval; Grading Permit; Community Noise Permit; National Discharge Elimination System Permit.

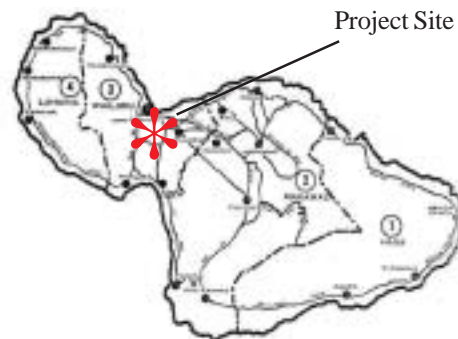
Maui Lani 100, LLC proposes a land use plan update covering approximately 130 acres, of which approximately 70.4 acres are within the State land Use Urban district and 59.6 acres are within the State Land Use Agricultural district.

The land use plan update modifies the current Maui Lani Project District land use categories for the 70.4 acre area, as well as the 59.6-acre expansion area to include a new village mixed use or VMX land use and open space districts. Within the VMX

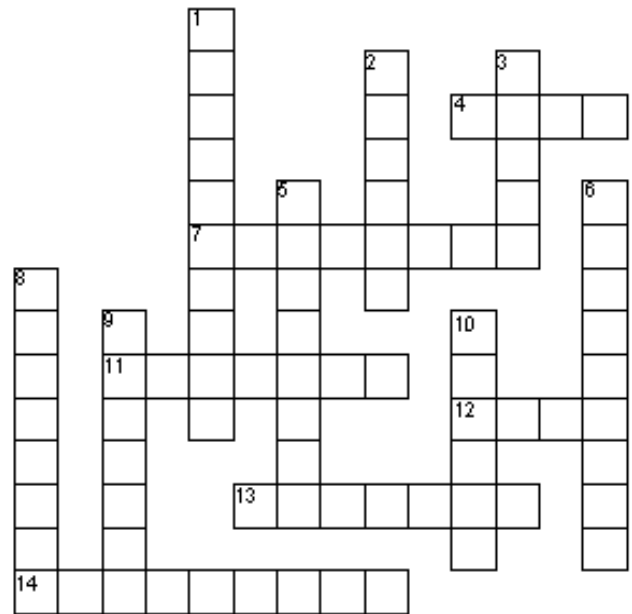
district, two (2) sub-districts are identified: VMX (R), representing affordable and moderately priced market multi- and single-family residential uses, and VMX (C/R), representing a commercial/multi-family residential land use category. The VMX (C/R) integrated land use category allows, for example, commercial uses at the street level, with apartment uses above. The land use breakdown in the updated plan includes a VMX (C/R) sub-district covering 49 acres, VMX (R) sub-district covering 27 acres, a single-family residential district covering 17 acres, open space district covering 4 acres, a 19-acre regional park and 14 acres for roadways and bicycle/walking paths. In total, approximately 500 multi-family and single-family residential units are proposed. Approximately 51 percent of the units will be in the affordable housing category for the households earning 80 percent to 140 percent of median family income.

Since the proposed amendment to the Wailuku-Kahului Community Plan is a trigger to Chapter 343, Hawai'i Revised Statutes, an environmental assessment is being prepared pursuant to Chapter 200 of Title 11, Department of Health Administrative Rules; Environmental Impact Statement Rules.

Land use applications for a State Land Use District Boundary Amendment, Community Plan Amendment, Change in Zoning and Project District Phase I and Phase II approvals will be filed as part of the entitlement process.



## The Law (Curial/Legislative) and the Hawai'i Environment



March 8, 2005, OEQC

### Across

- 4 defendant-appellee in Hawai'i Supreme Court case (63 H. 453) that noted that an agency has discretion in preparing an environmental assessment for a project that was started or approved before the passage of Chapter 343, HRS
- 7 defendant-appellee in Hawai'i Supreme Court case (59 H. 156) dealing with cost-benefit analysis in an EIS
- 11 an august environmental body of fifteen members that prepares the rules that implement Chapter 343, HRS
- 12 defendant-appellant in Hawai'i Supreme Court case (64 H. 126) that noted that appeals of negative declaration determinations on an environmental assessment must be timely filed under Section 343-6, HRS for judicial review
- 13 Act 221, SLH 2003, amends Chapter 353, HRS (and not Chapter 343, HRS) and provides for a sixty-day public comment period on environmental assessments and impact statements for the expansion of this type of existing facility
- 14 process where an agency declares that an environmental assessment is not necessary

### Down

- 1 petitioner in Hawai'i Supreme Court case (100 H. 242) that noted "where the federal construct of a procedural right was not germane to case because [Section 343-7, HRS] the statute at issue, establishes who and under what circumstances the lack of an environmental assessment may be challenged, and federal cases recognizing this standard were inapposite because they rested on non-analogous statutes, petitioner could not be afforded so-called "procedural standing" under [HRS 343-7(a)]."
- 2 defendant-appellee in Hawai'i Supreme Court case (87 H. 91) that noted that developments on Hawaiian Home Lands are subject to Chapter 343, HRS
- 3 old name for a negative declaration determination on an environmental assessment, changed by Act 61, SLH 1996
- 5 the *ex-officio* voting member of the 15-member body that prepares the rules that implement Chapter 343, HRS
- 6 Section 2 of Act 177, SLH 1995, exempts from environmental assessment the proposed reconstruction, restoration, repair, or use of any Hawaiian \_\_\_\_\_ provided that it comply with seven conditions
- 8 Section 343-6.5, HRS, provides a statutory exemption for the purchase of the assets this windward O'ahu water system (see, Act 111, SLH 1998)
- 9 plaintiff-appellant in Hawai'i Supreme Court case (64 H. 27) dealing with residential property and state-owned conservation lands near Paiko Lagoon
- 10 "\_\_\_\_\_ Sunset Owners Association" - plaintiff-appellant in Hawai'i Supreme Court case (86 H. 66) dealing with separating a project into smaller parts to circumvent the preparation of an EIS

# Shoreline Notices

MARCH 8, 2005

## 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-300-2	2/25/05	Lot B of the Lahaina Jodo Mission Subdivision and Lot 28 of the Halepaka Place Consolidation No. 1, land situated at Puunoa and Alio, Lahaina, Island of Maui, Hawai'i Address: 1189 Halepaka Place Purpose: Determine Setback	Austin, Tsutsumi & Associates, Inc./Lahaina Enterprise, LLC	4-5-04: 04 and 48
OA-1021	2/25/05	Lot 743 of Land Court Application 187 (Map 187), land situated at Kuliouou 1 <sup>st</sup> , Honolulu, Island of O'ahu, Hawai'i Address: 250 Paiko Place Purpose: Determine Setback	Jamie F. Alimboyoguen/Robert and Donna Lipman	3-8-01: 08
HA-071-2	2/25/05	Lot B of Land Court Application 1612 (Map 1), land situated at Kahului 1 <sup>st</sup> , North Kona, Island of Hawai'i, Hawai'i Address: 75-5952 Alii Drive Purpose: Building Permit	Wes Thomas Associates/ Happy Tree, Inc	7-5-19: 27
HA-293	2/25/05	Lot 5, Block 59 of the Hawaiian Beaches Subdivision (F.P. 693), land situated at Waiakahiula, Puna, Island of Hawai'i, Hawai'i Address: 15-2691 Welea Street Purpose: Building Permit	R.M. Towill Corporation/Ichiro Kobata	1-5-87: 09
HA-294	2/25/05	Lot 12 and 16, Portion of Grant 826, land situated at Honuapo, Kau, Island of Hawai'i, Hawai'i Address: Not Assigned Purpose: Determine Setback	R. M. Towill Corporation/ LANDCO, General Partners	9-5-14: 55 and 59
HA-295	2/25/05	Lot 8 of Land Court Application 1793 (Map 3), land situated at Puapuaa 2 <sup>nd</sup> , North Kona, Island of Hawai'i, Hawai'i Address: 75-6138 Alii Drive Purpose: Building Permit	Wes Thomas Associates/Thomas	7-5-35: 05

# Environmental Council Notices

## March 9, 2005, Meetings at Various Times in Leiopapa A Kamehameha

The Environmental Council of the Department of Health and its various standing and ad hoc committees are scheduled to meet on Wednesday, March 9, 2005, at various times and in various rooms in 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. The meeting notices and agenda of the Environmental Council are also available on the State's Calendar Meeting Announcements Internet Website at the following Uniform Resource Locator (URL):

[http://www.ehawaii.gov/org/serv/eventcal?PF=hic&Clist=81&\\_action=View+Calendar](http://www.ehawaii.gov/org/serv/eventcal?PF=hic&Clist=81&_action=View+Calendar).

## 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.

File No.	Status	Location	Applicant/Owner	TMK
HA-279	Rejected	Lot 24-B of the Kahalu'u Beach Lots, land situated at Kahalu'u, North Kona, Island of Hawai'i, Hawai'i Address: 76-6654 Alii Drive Purpose: Building Permit	Wes Thomas Associates/Judy A. Emanuel	7-8-14: 82
OA-1017	Proposed Shoreline Certification	Land Commission Award 8559-B, Apana 32, land situated at Ka'alawai, Kapahulu, Island of O'ahu, Hawai'i Address: 4031 Kulamanu Street Purpose: Determine Setback	Gerald Yonashiro/Judith Pyle	3-1-40: 04
OA-653-2	Proposed Shoreline Certification	Lot 32-B, Land Court Application 776, land situated at Laie, Ko'olauloa, Island of O'ahu, Hawai'i Address: 55-66A Naupaka Street Purpose: Building Permit	Walter P. Thompson Inc./Michael Ryan	5-5-10: 36
HA-232-2	Proposed Shoreline Certification	Lot 5-E Land Court Application 1800 as shown on map 2 and Governor Executive Order 847, Pohoiki, Puna, Island of Hawai'i, Hawai'i Address: Pohoiki Park Purpose: Park Improvements	Imata and Associates, Inc., for County of Hawaii Department of Parks and Recreation	1-3-08: 14, 21 & 33 and 1-4-02: 08
OA-1012	Proposed Shoreline Certification	Lot 4 and Lot 5, Land Court Application 1827 (Map 1), land situated at Lualualei, Wa'ianae, Island of O'ahu, Hawai'i Address: 87-597&87-603 Farrington Hwy Purpose: Permitting Purposes	Towill, Shigeoka & Associates, Inc./Victor G. Romley Trust	6-7-28: 11 & 12
MA-264-2	Proposed shoreline Certification	Lot 1 of the David Kina Subdivision, being a portion of Royal Patent 2438, Land Commission Award 5326 to Kalaeloa Pa'ia, Island of Maui, Hawai'i Address: 47 Loio Place Purpose: Building Permit/SMA	Akamai Land Surveyor, Inc./Richard Mc Aniff	2-6-04: 25
OA-168-2	Proposed Shoreline Certification	Land Commission Award 6175, Apana 1, land situated at Wailupe, Honolulu, Island of O'ahu, Hawai'i Address: 5245 Kalaniana'ole Highway Purpose: Determine Setback	Austin, Tsusumi & Associates, Inc. Kanasi Gaidai University	3-6-02:06



# Conservation District Notices

MARCH 8, 2005

## Conservation District Use

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 determination must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to: State of Hawai'i, Department of Land and Natural Resources, Office of Conservation and Coastal Lands, 1151 Punchbowl Street, Room 131, Honolulu, Hawai'i 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 Kimberly "Tiger" Mills of our Office of Conservation and Coastal Lands staff at 587-0382.

### All-Sky Survey High Resolution Air Shower Detector (ASHRA)

**File No.:** CDUA HA-3221  
**Name of Applicant:** John Hamilton  
**Location:** Mauna Loa  
**TMK:** (3)4-4-016:001

**Proposed Action:** Record detailed images of high-energy cosmic particle interactions that occur in the atmosphere above the island of Hawai'i.

**343, HRS determination:** Exempt  
**Applicant's Contact:** John Hamilton ((808) 974-7319)

# Coastal Zone News

## 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
Honolulu: Haleiwa (6-6-8-32)	110 cubic yards of fill (2004/SMA-72)	Carlos Tantog / Thomas K. Adolpho, Jr.
Hawai'i: Kailua (7-5-7-21)	Outdoor seating lanai, fill existing pool (SMM 178)	Kailua Kona Village Development Group
Hawai'i: Hilo (2-01-15-2 and 2-1-16-2, 3 and 6)	Relocation of overhead utility pole line (SMM 179)	Hawai'i Electric Light Company
Maui: Kihei (3-9-7-31)	Accessory dwelling (SM2 20050017)	Phistyak, Otto
Maui: Lahaina (4-6-5-67)	Addition (SM2 20050018)	McCrea, John Thomas & Cecilia
Maui: Makena (2-1-6-85)	Interior renovations to pool (SM2 20050019)	5705 Makena Road, LLC
Maui: Lahaina (4-6-10-15)	Addition (SM2 20050020)	Taylor, Michelle Allison
Maui: Lahaina (4-3-8-4 & 5)	Parking lot security gates (SM2 20050021)	The Kuleana AOA
Maui: Lahaina (4-2-4-21)	Equipment shelter & 9 antennas (SM2 20050022)	Mike Beason
Maui: Kihei	Equipment shelter (SM2 20050023)	Verizon Wireless
Maui: Haiku (2-9-7-46)	Short term rental office (SM2 20050024)	Fisher, William G/ Douglas
Maui: Paia (2-6-4-15)	Relocate dwelling (SM2 20050025)	Rixey, George A.
Maui: Lahaina (4-6-6-50)	Accessory dwelling (SM2 20050026)	Sadang, Edita
Maui: Kihei (3-9-43-93)	Swimming pool (SM2 20050027)	Pool Pro, Inc.
Maui: Hana (1-4-4-22)	Renovations & alterations (SM2 20050028)	Maui Architectural Group



## 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 fax to the Hawai'i CZM Program at 587-2899 or mailed to: Office of Planning, State of Hawai'i, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804

### (1) Kahalu'u Stream Road Crossing and Box Culvert, Ahuimanu, O'ahu

**Applicant:** The Woods at Ahuimanu, LLC  
**Consultant:** Bills Engineering, Inc., 792-2022  
**Federal Action:** Department of the Army Permit  
**Federal Agency:** U.S. Army Corps of Engineers  
**Location:** Ahuimanu Road at Kahalu'u Stream  
**TMK:** 4-7-5: 60  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

Install one box culvert within the existing Ahuimanu Road right-of-way and construct a bridge structure over Kahaluu Stream to support a 46-lot residential subdivision. The existing Ahuimanu Road crossing, which consists of eight 36-inch pipe culverts and concrete headwalls on each side of the roadway, does not have adequate hydraulic capacity and larger storm flows overflow onto the road. The proposal will retain seven pipe culverts and install a concrete box culvert adjacent to the pipe culverts. The bridge will be located at the subdivision main access roadway and will be constructed with two concrete abutments set on either side of Kahaluu Stream. The bridge is designed to maintain the natural condition and character of the stream through the bridge section.

**Comments Due:** March 22, 2005

### (2) Ala Wai Boat Harbor Slip 80 Supplemental Deck, O'ahu

**Applicant:** Mr. Michael J. Hansen  
**Federal Action:** Department of the Army Permit  
**Federal Agency:** U.S. Army Corps of Engineers  
**Location:** Ala Wai Boat Harbor Slip 80  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

Construct a supplemental recreational deck, 12-feet x 14-feet, made of wood and supported in the water by PVC posts anchored to the existing concrete apron. The project does not involve any dredging or discharge of fill material into the water

**Comments Due:** March 22, 2005

### (3) Use of Federal Funds for Kaumuali'i Highway Improvements, Kaua'i

**Applicant:** State Department of Transportation (SDOT)  
Contact: Christine Yamasaki, 692-7572  
**Federal Action:** Federal Financial Assistance  
**Federal Agency:** Federal Highway Administration (FHWA)  
**Location:** Kaumuali'i Highway between Lihu'e to Maluhia road on the island of Kaua'i  
**CZM Contact:** Debra Tom, 587-2840

**Proposed Action:**

Proposed use of Federal funds for major improvements to Kaumuali'i Highway from Lihu'e to Maluhia Road on the island of Kaua'i, Hawai'i. Proposal involves converting Kaumuali'i Highway from a two-lane undivided roadway to a four-lane divided roadway. The project limits are from Kuhio Highway in Lihue to approximately 4400 feet west of Maluhia Road.

**Comments Due:** March 22, 2005



# Pollution Control Permit Applications

MARCH 8, 2005

## 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; **SWMP** - Solid Waste Management Permit; **N** - none; **NPDES** - National Pollutant Discharge Elimination System under the Federal Clean Water Act; **R** - received; **T** - temporary; **UIC** - Underground Injection Control; **NA** - not applicable.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
CAB, 586-4200, NSP	City and County of Honolulu NSP 0493-01-N (Modification)	Hart Street Wastewater Pump Station, Honolulu, O'ahu	Issued: 2/14/05	Six (6) Portable 250 bhp Diesel Engine Pumps
CAB, 586-4200, NSP	The Gas Company, LLC NSP 0004-02-N (Renewal)	91-390 Kauhi Street, Kapolei, O'ahu	Issued: 2/16/05	Synthetic Natural Gas (SNG) Manufacturing Plant
CAB, 586-4200, T-CSP	West Oahu Aggregate Company, Inc. CSP 0041-01-CT (Renewal and Modification)	Various Temporary Sites, State of Hawaii Initial Location: 92-0460 Farrington Highway, 'Ewa, O'ahu	Comments Due: 3/28/05	730 TPH Stone Processing Plant and 500 TPH Portable Screening Plant
CAB, 586-4200, T-CSP	Keauhou Kona Construction Corporation CSP 0549-01-CT (Significant Modification)	Various Temporary Sites, State of Hawai'i Initial Location: Kaupelehu, North Kona, Hawai'i	Comments Due: 3/28/05	325 TPH, 380 TPH, and 950 TPH Portable Crushing and Processing Plants
CAB, 586-4200, CSP	Ball Metal Beverage Container Corporation CSP 0074-01-C	91-320 Komohana Street, Kapolei, O'ahu	Comments Due: 3/28/05	Two-Piece Aluminum Can Production Plant
CAB, 586-4200, CSP	United Laundry Services, Inc. CSP 0442-02-C (Renewal)	2291 Alahao Place, Honolulu, O'ahu	Issued: 2/15/05	Two (2) 500 HP SNG/Fuel Oil No. 2-Fired Boilers
CAB, 586-4200, NSP	PVT Land Company, Ltd. NSP 0043-02-N (Renewal)	87-2020 Farrington Highway, Wa'ianae, O'ahu	Issued: 2/16/05	110 TPH Stone Processing Plant
CAB, 586-4200, NSP	Edwin DeLuz Trucking & Gravel, LLC NSP 0360-01-N (Renewal and Modification)	Waimea Quarry, South Kohala, Hawai'i, TMK: 6-7-1: Portion of 25	Issued: 2/17/05	660 TPH Crushing and Screening Plant
CWB, 856-4309, NPDES	County of Hawai'i, Dept. of Environmental Management	Kulaimano Wastewater Treatment Plan	Comments Due: 3/28/05	Discharge secondary treated wastewater to the Pacific Ocean.

## Imidacloprid; Pesticide Tolerances for Emergency Exemptions

This regulation (effective January 26, 2005) establishes time-limited tolerances for the combined residues of imidacloprid, ((1-[6-chloro-3-pyridinyl] methyl)-N-nitro-2-imidazolidinimine) and its metabolites containing the 6-chloropyridinyl moieties, all expressed as parent in or on bananas and sunflowers. This action is in response to EPA's granting of emergency exemptions under section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) authorizing use of the pesticide on bananas and sunflower seed. This regulation establishes maximum permissible levels for residues of imidacloprid in these food commodities. The tolerances will expire and are revoked on December 31, 2007. Objections and requests for hearings must be received on or before March 28, 2005. EPA has established a docket for this action under Docket Identification (ID) number: OPP-2004-0341. Publicly available docket materials are available either electronically in EDOCKET or in hard copy at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall 2, 1801 South Bell St., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805 (see, 70 F.R. 3634, January 26, 2005).

## Fishery Council Meeting (March 14-17, 2005)

The Western Pacific Fishery Management Council will meet on March 14-17, 2005, at the Ala Moana Hotel, 410 Atkinson Drive, Honolulu. For an agenda or more information, please contact Ms. Kitty Simonds at (808) 522-8220 (see, 70 F.R. 9926, March 1, 2005).

## EPA Calls for Nominations of Watersheds Grant Program

Watersheds Grant Program. Formerly called the Watershed Initiative, the Targeted Watersheds Grant Program is a competitive grant program designed to support the protection and restoration of the country's water resources through a holistic watershed approach to water quality management. For fiscal year 2005, Congress has appropriated a total of \$18 million for the Program of which \$10 million will be directed to nation-wide projects for improving water quality and the remaining \$8 million will be directed toward projects in the Chesapeake Bay watershed. Today's notice sets forth the process that will be used for selecting watersheds for the nation-wide projects, and serves as the call for nominations from Governors and Tribal Leaders. Subsequently, EPA will publish a separate notice that will outline the criteria and selection process for Chesapeake Bay nominations. The deadline for EPA receipt of nominations, both in hard copy and in electronic form, is May 19, 2005. Nominations and supporting materials received after this deadline will not be considered. Two hard copies of the nomination packages must be submitted in their entirety by express mail or courier service. Deliver one copy to Carol Peterson, Office of Wetlands, Oceans, and Watersheds, USEPA, Room 7136E, 1301 Constitution Avenue, NW., Washington, DC 20004; telephone 202-566-1304. The other copy is to be delivered to the appropriate EPA Regional office. Please mark all submissions ATTN: Targeted Watersheds. For details, contact Carol Peterson, USEPA, 1200 Pennsylvania Ave., NW., (4501T), Washington, DC, 20460; telephone: 202-566-1304; e-mail: [initiative.watershed@epa.gov](mailto:initiative.watershed@epa.gov). Additional information, forms, and any updated guidance will be posted on EPA's Targeted Watersheds Web site at <http://www.epa.gov/owow/watershed/initiative> (see, 70 F.R. 8364, February 18, 2005).

