

The Environmental Notice

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

DECEMBER 8, 2005

'Ewa-UH Transit Corridor Scoping Meetings

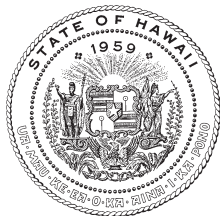
The City Dept. of Transportation Services is holding two scoping meetings at the following times and places.

December 13, 2005, 5 – 8 p.m.
Neal Blaisdell Center Pikake Room
777 Ward Ave., Honolulu

December 14, 2005, 7 – 9 p.m.
Kapolei Middle School Cafeteria
91-5335 Kapolei Parkway, Kapolei

For further information contact Faith Miyamoto at 527-6976. Project information is currently online at:

http://www.honolulutransit.org/project_overview/



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!*

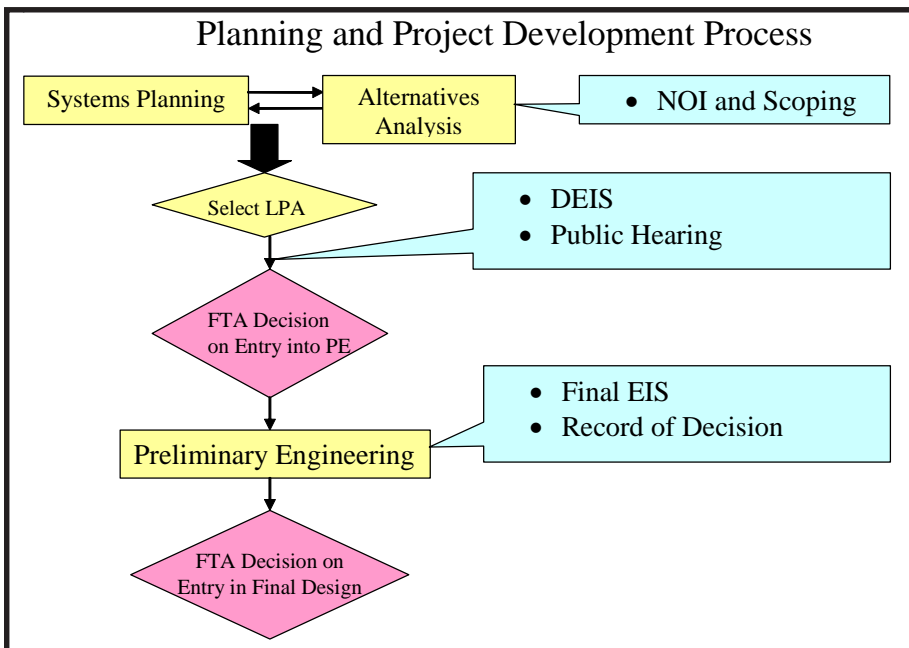
Other Resources available . . .

- *June 2004 Guidebook for Hawai'i's Environmental Process (now, Online!)*
- *Environmental Assessments in Adobe Acrobat PDF Format (1990-2004) and Study Resource Library*
- *Environmental Council Annual Reports (now, Online!)*

OEQC

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Hawaii: 974-4000 ext. 64185



Since the proposed action would use State or County of Honolulu funds and property, it must undergo environmental review in accordance with Hawaii Revised Statutes (HRS) Chapter 343 (the State EIS Law). Federal funds are also likely to be used, so the proposed action must comply with the National Environmental Policy Act (NEPA) as well

The public is therefore invited to comment on the purpose and need to be addressed by the project, the alternatives, the modes and technologies to be evaluated, the alignments and termination points to be considered, and the environmental, social, and economic impacts to be analyzed. Written comments on the project alternatives, scope of the EIS, and purpose and need to be addressed by the project, should be forwarded to: Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI, 96813, Attention: Honolulu High-Capacity Transit Corridor Project or by the internet at www.honolulutransit.org. For more information see page 6.

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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 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

DECEMBER 8, 2005

Liljestrand Single-Family Residence, Tantalus (HRS 343 DEA)

District: Honolulu
TMK: (1) 2-5-017:006 and 008
Applicant: Wendla Liljestrand
3935 Round Top Drive, Honolulu, HI 96822
Contact: Wendy Liljestrand (554-9639)

Approving Agency: DLNR, Office of Conservation & Coastal Lands
1151 Punchbowl St., Rm. 131, Honolulu, HI 96813
Contact: Sam Lemmo (587-0381)

Consultant: Land Planning Consultants, LLC.
3123 East Manoa Rd., Honolulu, HI 96822
Contact: Mary O'Leary (223-7868)

Public Comment
Deadline: January 9, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits Required: Conservation District Use Permit, Building Permit

The proposed project consists of constructing a 3,480 square foot single family residence on two adjoining properties which together total 22,495 square feet. The proposed use is an identified land use in the Resource subzone of the Conservation District. There are nine existing single family residences in the vicinity of the subject property. The project is a two-story house consisting of two bedrooms and 2-1/2 bathrooms, a kitchen/pantry, a living room, a study, a pump room and a garage. Potable water will be by private catchment system. An individual wastewater system is proposed for domestic wastewater disposal. Electricity, phone and cable services are available in this established neighborhood.



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Koolau Property Consolidation & Re-Subdivision (HRS 343 FEA-FONSI)

District: Koolaupoko
TMK: (1)4-5-42:01, & 06
Applicant: Koolau Golf Partners
 18401 Von Karman Avenue, Ste. 350, Irvine, CA 92612
 Contact: Tim Chun (949-253-7130)

Approving Agency: DLNR, Office of Conservation & Coastal Lands
 P.O. Box 621, Honolulu, HI 96809
 Contact: Samuel J. Lemmo (587-0381)

Consultant: PBR Hawaii, ASB Tower
 1001 Bishop St., Ste. 650, Honolulu, HI 96813
 Contact: Tom Schnell (521-5631)

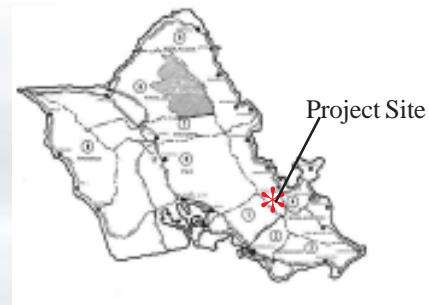
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: Conservation District Use

The Ko'olau Property, located in Kane'ohe consists of two parcels referenced by TMK 4-5-42:001 and 006. TMK 4-5-42:001 contains the majority of the Ko'olau Golf Club (which includes an 18-hole golf course and a clubhouse) and TMK 4-5-042:006 contains a portion of the golf course, but is primarily unimproved.

The property owner, Ko'olau Golf Partners, is requesting approval to consolidate and re-subdivide the existing two parcels into two reconfigured parcels. Currently, the golf course-related facilities are located in both existing parcels. The first reconfigured parcel would include the entire golf course, clubhouse, parking area, and support facilities within a 240.4-acre parcel. The second parcel would contain unimproved portions within a 427.7-acre parcel.

Uses for the unimproved portions are not known at this time; however, the intent is to keep the area primarily in its natural, undeveloped state. No new lots will be created and there will be no change in land use as a result of the proposed action. In addition, no physical improvements are proposed.



O'ahu Notices

DECEMBER 8, 2005

Honolulu High-Capacity Transit Corridor Project (HRS 343 FEA-EISPN)

District: 'Ewa, Honolulu
TMK: Various
Applicant: C & C, Department of Transportation Services
650 S King St., 3rd Flr., Honolulu, HI 96813
Contact: Kenneth Hamayasu (527-6978)

Accepting Authority: Governor of Hawai'i, c/o OEQC
235 S Beretania St., #702, Honolulu, HI 96813
Consultant: Parsons Brinckerhoff
1001 Bishop St., Ste. 2400, Honolulu, HI 96813
Contact: Mark Sheibe (566-2227)

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 to the applicant with copies to the applicant, consultant and OEQC.

Public Comment Deadline: January 9, 2006

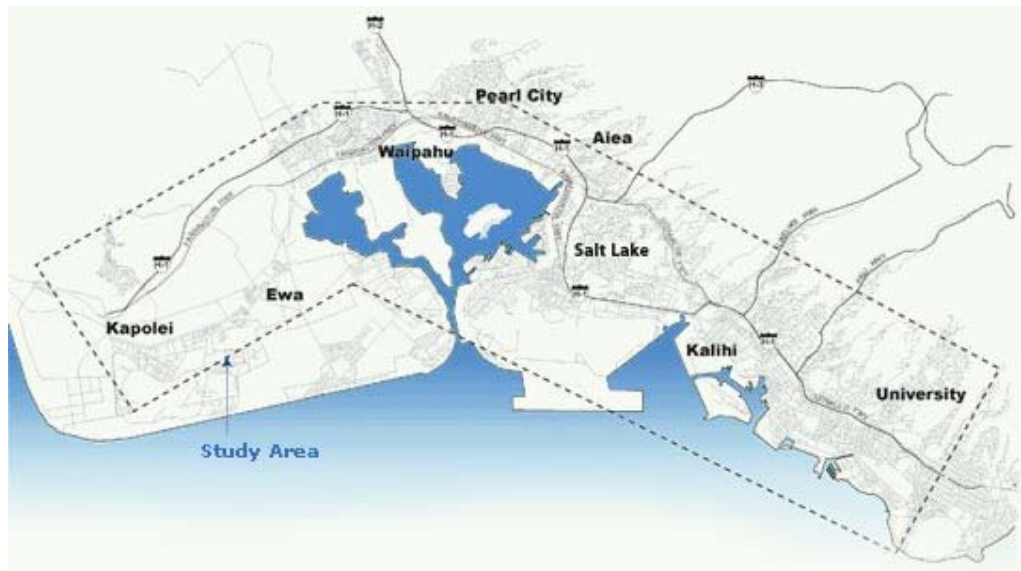
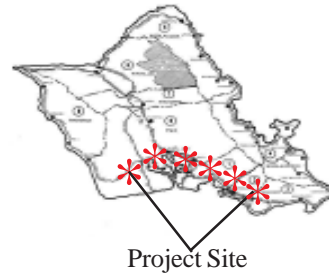
Permits Required: Section 404 of the Clean Water Act & Section 10 of the Rivers & Harbors Act; EPA Section 1424(e); Modifications within Limits of Interstate Hwy; Alter Stream Channels permit; Noise; NPDES; Building; Grubbing, Grading, Excavation & Stockpiling permit; Street Usage permit; SMA; Special Design District Permit, etc.

The City and County of Honolulu Department of Transportation Services (DTS), in cooperation with the U.S. Department of Transportation Federal Transit Administration (FTA), will be preparing an Environmental Federal Statement to evaluate various alternatives with the potential to provide high-capacity transit service in a corridor from Kapolei to the Uni-

versity of Hawai'i at Manoa (UH Manoa). The neighborhoods traversed include Kapolei, 'Ewa, Waipahu, Pearl City, Aiea, Salt Lake, Kalihi, Downtown and Manoa.

The purpose of the Honolulu High-Capacity Transit Corridor Project is to provide improved person-mobility in the highly congested east-west corridor between Kapolei and the University of Hawai'i at Manoa. The project would support the goals of the regional transportation plan by serving areas designated for urban growth. The project would also provide an alternative to private automobile travel and improve linkages between Kapolei, Honolulu's urban center, UH Manoa, Waikiki and the urban area in between.

Implementation of this project triggers the State Environmental Impact Statement (EIS) law (Chapter 343 of the Hawai'i Revised Statutes) because of the proposed use of County funds and property. Prior studies of transit systems in O'ahu's primary transportation corridor have identified from implementing such a system, including possible impacts to air quality, noise and vibration, flora and fauna, parks and recreation areas, historic resources, and visual and aesthetic resources.



Kaupakalua Well Site Storage Tank (HRS 343 DEA)

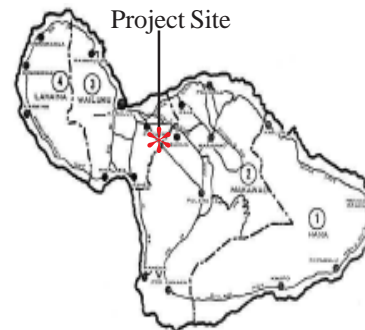
District: Makawao
TMK: (2)2-7-015:038
Proposing Agency: County of Maui, Dept. of Water Supply
 200 S High St., Wailuku, HI 96793
 Contact: Larry Winter (270-7835)

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

Public Comment Deadline: January 9, 2006
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: Grading Permit, Building Permit, National Pollutant Discharge Elimination Systems (NPDES) Permit

Holokai and Ulumalu areas of Haiku and provide pump control up to the Kokomo region of Makawao, will have a storage capacity of 300,000 gallons. It will be a circular, cast-in-place, reinforced concrete or steel structure approximately 23 feet tall with a 53-foot diameter. Attendant improvements include site grading to establish a tank slab elevation of 1,235 feet, as well as asphalt paving around the tank for maintenance access purposes, and installation of a 6-foot high perimeter chain link fence. Related mechanical improvements will also be made onsite to ensure the tank operations and controls are properly integrated with the existing system.



The County of Maui, Department of Water Supply proposes the installation of a water storage tank adjacent to its existing Kaupakalua well pump control and water storage tank in Haiku. The existing tank site, encompassing approximately 0.7 acre, is located at TMK (2) 2-7-015:038. The proposed second tank will be situated on the same parcel. The tank, which will supplement water storage for the Peahi,



Maui Notices

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Nahiku Road Improvements (HRS 343 FEA-FONSI)

District: Hana
TMK: (2) 1-2-003:058 (por.)
Proposing Agency: Department of Public Works & Environmental Management
200 South High St., Wailuku, HI 96793
Contact: Joe Krueger (270-7745)

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

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

Permits Required: SMA, Construction

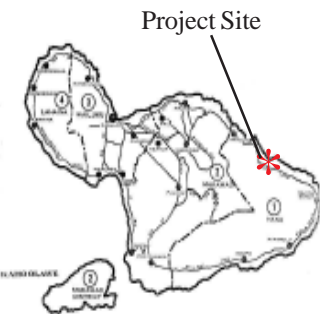
The County of Maui, Department of Public Works and Environmental Management proposes improvements to Nahiku Road, at its intersection with Hana Highway, as well as related improvements for safety reasons. The principal component of the proposed project is the realignment of approximately 300 lineal feet of roadway mauka of the existing alignment. The cur-

rent alignment has become unviable due to landslide activities which caused portions of the road shoulder to fall away into the adjacent Makapipi Gulch. The proposed realignment will move the road away from the cliff falloff.

The realignment will necessitate a new guardrail on the makai side of the roadway, extending out to the bridge over Makapipi Gulch, and a new retaining wall on the mauka side of Nahiku Road. The existing utilities will also need to be realigned along with the roadway.

The proposed project also includes the development of a "jug handle" turn-off on Hana Highway, directly adjacent to its intersection with Nahiku Road. This turn-off will allow westbound traffic on Hana Highway to access Nahiku Road. The current intersection configuration is such that westbound traffic has to make a dangerously sharp turn, of approximately 45 degrees, from Hana Highway onto Nahiku Road.

Since the project proposes the use of County monies, an Environmental Assessment has been prepared in accordance with Chapter 343, Hawai'i Revised Statutes, and the National Environmental Policy Act.



Cohen Single-Family Dwelling, North Kohala (HRS 343 DEA)

District: North Kohala
TMK: (3) 5-7-01:05
Applicant: Jonathan Cohen
 c/o Greg Mooers
 P.O. Box 1101, Kamuela, HI 96743
 Contact: Greg Mooers (880-1455)

Approving Agency: Department of Land & Natural Resources
 P.O. Box 621, Honolulu, HI 96809
 Contact: Sam Lemmo (587-0414)

Consultant: Ron Terry, Ph.D.
 HC 2, Box 9575, Keaau, HI 96749
 Contact: Ron Terry (982-5831)

Public Comment
Deadline: January 9, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits Required: CDUP, Plan Approval, Special Management Area Permit or Exemption, Building Permits

Jonathan Cohen proposes to build a single-family residence and related improvements on a 10.61-acre property in North Kohala that lies mainly within the Conservation District. The project would also improve the access road on Cohen's easement across State property, and would re-route a portion of a lateral jeep road onto State property, both of which actions would occur in the Agricultural district. The proposed residence would consist of a densely landscaped compound of detached structures, in a design that minimizes visual impact and maximizes natural light ventilation, along with a pool, decks, an Individual Wastewater System, utilities, a paved access road, and landscape features such as vegetation, trails, and rock walls. All structures would be set a minimum of 50 feet inland from the certified shoreline. The design involves leaving about 90 percent of the site basically as-is and minimal disturbance of any natural or man-made features on the property. The construction will affect only one archaeological site, which has already been extensively disturbed and has been subject to data recovery per an approved plan. Additional sites will be protected through measures specified in preservation plans. The area currently provides shoreline access for hikers and fishermen via a jeep road that traverses the southern section of the property, and such access would be maintained through the rerouted jeep road. A number of proposed mitigation measures will protect sound levels, air quality, scenery, and water quality



Kaua'i Notices

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Ahukini to Lydgate Park Bicycle/Pedestrian Path (HRS 343 DEA)

District: Puna
TMK: (4) 3-05-00, 01; 3-07-00,02, 03; 3-09-00, 02,05 & 06

Proposing Agency: Department of Public Works
4444 Rice St., Lihue, HI 96766
Contact: Douglas Haigh (241-6650)

Determination Agency: Same as above.
Consultant: Merle D. Grimes, LLC
1042 Broken Arrow Circle, Elizabeth, CO 80107
Contact: Merle D. Grimes (303-646-0046)

Public Comment Deadline: January 9, 2006
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: Section 4(f) of Federal DOT Act; Section 404 of Clean Water Act, Section 401 of Clean Water Act; CDUA Permit; NPDES, Construction Noise Variance; Major Special Management Use Permit; Shoreline Setback Variance; Flood Zone Permit; Building Permit; Memo of Agreement

- Alternative form of transportation to the automobile, thereby reducing fuel consumption, pollution, roadway congestion and the need for parking lots.
- Affordable recreation for persons of all ages and abilities.
- Safe mode of transportation and recreation.
- Health benefits through exercise.
- Education/learning from interpretive signs located along the path.
- Economic stimulus from increase recreation product sales and rentals, non-motorized access to businesses and improved property values.
- Improved ecological health of the corridor from design concepts that will protect and enhance the environment.

The eight to ten foot width path will be constructed from various low maintenance and durable materials including concrete, composite plastics, and stainless steel.



The proposed action is to provide facilities for pedestrians and bicycles through the implementation of a non-motorized path between Ahukini Point near the airport and the existing Lydgate Park Bike and Pedestrian Path. The Ahukini Point to Lydgate Park Bicycle and Pedestrian Path will be a key segment of the Nawiliwili to Anahola Bike and Pedestrian path proposed in the 1994 State of Hawai'i Master Plan – Bike Plan Hawai'i. It is further the intent of the project to preserve an existing abandoned cane haul road and railway corridor whenever possible by converting it into the bicycle and pedestrian path. Residents and visitors to Kaua'i, through implementation of this non-motorized bicycle and pedestrian facility, will realize the following benefits:



Alexander Dam Irrigation Ditch Restoration, Koloa (HRS 343 DEA)

District: Koloa
TMK: (4) 2-4-008:01, 02, 16; 2-4-009:01 and 03
Applicant: Kaua'i Coffee Company
 P.O. Box 530, Kalaheo, HI 96741
 Contact: Sean O'Keefe (877-2959)

Approving Agency: Department of Land & Natural Resources
 P.O. Box 621, Honolulu, HI 96809
 Contact: Dawn Hegger (587-0380)

Consultant: Wilson Okamoto, Corporation
 1907 S Beretania St., Ste. 400, Honolulu, HI 96826
 Contact: Dean Minakami (946-2277)

Public Comment

Deadline: January 9, 2005
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits

Required: After-the-Fact CDUA; After-the-Fact Exemption from County's Sediment and Erosion Control Ordinance

widening the ditch. An existing unimproved access road adjacent to the ditch was also restored and three concrete culverts were constructed where the ditch passes under the road. After-the-fact calculations estimate that a total of about three acres were cleared and 33,000 cubic yards of soil were excavated. Construction activity started in July 2001 and required about two months to complete.

The CDUA will also cover future operations and maintenance activities related to the Alexander Dam, forebay, irrigation ditch, and appurtenant facilities, and the planned revegetation of certain portions of the project area.



Kaua'i Coffee Company is applying for an after-the-fact Conservation District Use Application (CDUA) for emergency repairs undertaken to the Alexander Dam water system. In June 2001, the main outlet tunnel from Alexander Dam collapsed resulting in 1) the inability to release water from Alexander Reservoir, except through the emergency spillway; 2) the inability to provide irrigation water to 1,200 acres of coffee fields; and 3) the inability to generate needed electricity from Kaua'i Coffee Company's Kalaheo hydroelectric facility.

In order to re-establish flow from Alexander Reservoir, an irrigation ditch that was last used in the 1970's was restored. Restoration of the irrigation ditch involved clearing vegetation and deepening and



Kaua'i Notices

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Moloa'a Bay Ranch (HRS 343 FEA-FONSI)

District: Kawaihau
TMK: (4)4-9-11:001 (por.)
Applicant: Moloa'a Bay Ranch, LLC
132 West Main St., Aspen, CO 81611
Contact: Tom McCloskey (970-920-2112)

Approving Agency: Department of Land and Natural Resources
PO Box 621, Honolulu, HI 96809
Contact: Kimberly Mills (587-0382)

Consultant: Kusao & Kurahashi, Inc.
2752 Woodlawn Dr., Ste. 5-202, Honolulu, HI 96822
Contact: Keith Kurahashi (988-2231)

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

Permits Required: Special Management Area Use Permit, Conservation District Use Permit, Grading and Building Permits

The applicant plans to repair and restore the existing roadway that has been washed out in certain areas and provide retaining walls to protect the roadway during heavy rains.

The applicant plans to remove additional ironwood trees on the upper slopes of Moloa'a Bay Ranch and replace them with False Kamani trees or Beach Heliotrope trees. These ironwood trees are an invasive species that drops needles that cover large areas of soil and restricts growth of ground cover which leads to serious erosion problems.

The applicant plans to install a 3-rail perimeter security fencing (4-foot height) to delineate the mauka boundary of an existing trail used by the public.

The applicant proposes to grade the site to restore previous grades to washed out areas and to even out slopes on land in the Conservation District to curb erosion. Immediately after resetting the grade, the soil will be hydromulched and watered. Temporary irrigation will be provided to ensure that the grass will establish itself and mitigate potential for erosion.

The applicant proposes to implement a Reforestation Master Plan required by the Board of Land and Natural Resources to resolve a violation for unauthorized tree removal of 15 ironwood trees that were over 6-inches in diameter. The applicant plans to grass all bare areas on the slopes of Moloa'a Bay Ranch, to provide for replacement of the 15 ironwood trees with 15 False Kamani trees, and to provide an additional 17 False Kamani trees and 9 Beach Heliotrope trees.



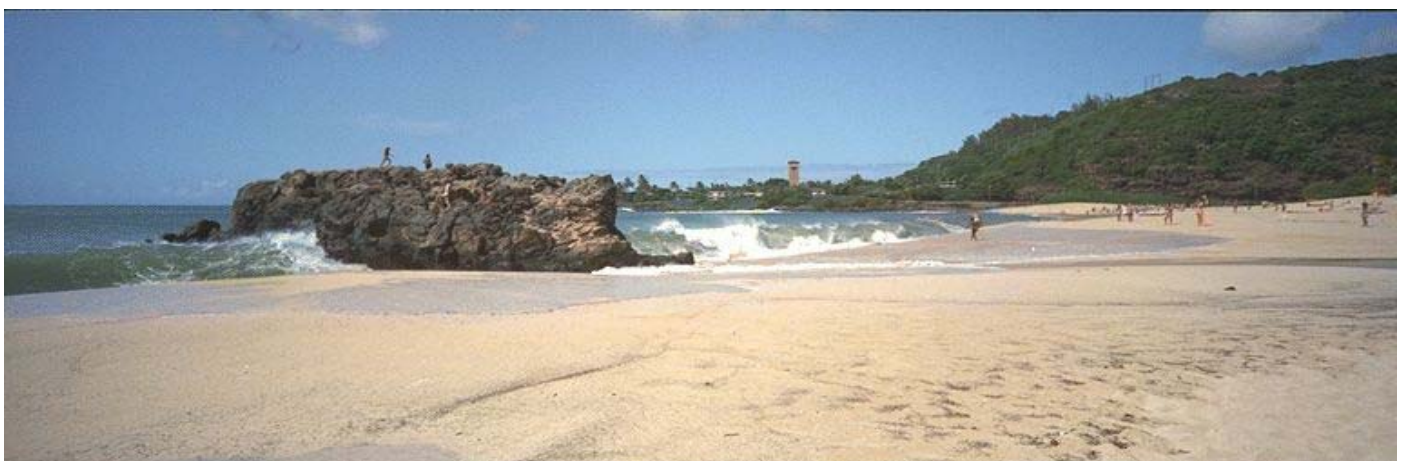
Shoreline Notices

DECEMBER 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
MO-093	11/28/05	Land Court Application 632 (Map 16), land situated at Kaunakakai, Island of Moloka'i, Hawai'i Address: Vacant Lot Purpose: SMA/Building Permit	Akamai Land Surveyor/Richard Young	5-3-06: 06
OA-1065	11/28/05	Lot 45 Mokule'ia Beach Subdivision (F.P. 863), land situated at Kamananui, Wai'alua, Island of O'ahu, Hawai'i Address: 68-243 Au Street Purpose: Sale of Property	DJNS Surveying & Mapping, Inc./Thomas P. Madison	6-8-12: 45
MA-334	11/28/05	Lot 3, Olowalu Makai-Komohana Subdivision, land situated at Olowalu, Lahaina, Island of Maui, Hawai'i Address: Honoapi'ilani Highway Purpose: Determine Setback	R.T Tanaka Engineers, Inc./Laird Family Trust	4-8-03: 05 portion
HA-308	11/28/05	Land Commission Award 5672, Apana 1, land situated at Kahalu'u, Island of Hawai'i, Hawai'i Address: 78-6666 Ali'i Drive Purpose: Building Permit	Wes Thomas & Associates/Burt Weiss	7-8-14: 07
HA-309	11/28/05	Land Commission Award 5680, Apana 2, land situated at Kapala'ala'ea 1 st , North Kona, Island of Hawai'i, Hawai'i Address: Vacant Lot Purpose: Building Permit	Wes Thomas & Associates/Bradford and Vicki Picking	7-7-10: 13
HA-310	11/28/05	Lot 66 of Pu'ako Beach Lots, land situated at Lalamilo, Waimea, South Kohala, Island of Hawai'i, Hawai'i Address: 69-1688 Pu'ako Road Purpose: Building Permit	Wes Thomas & Associates/Mike Adams	6-9-03: 05
MA-335	11/28/05	Lots 98, 101 and 102, Land Court Application 1744 (Map 86), land situated at Honokowai, Ka'anapali, Lahaina, Island of Maui, Hawai'i Address: Kaia Ala Drive, Lahaina Purpose: Determine Setback	Austin, Tsutsumi & Associates, Inc./SVO Pacific, Inc.	4-4-14: 03, 04 and 05
MA-336	11/28/05	Lot 3, Olowalu Makai-Komohana Subdivision, land situated at Olowalu, Lahaina, Island of Maui, Hawai'i Address: Honoapi'ilani Highway Purpose: Determine Setback	R.T Tanaka Engineers, Inc./Olowalu Ekolu, LLC	4-8-03: 05 and 06





Shoreline Notices

DECEMBER 8, 2005

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.	Proposed	Location	Applicant/Owner	TMK
OA-1043	Proposed Shoreline Certification Appealed By Applicant 11/10/05	Lots 18-1 and 19-F of Land Court Application 242, Land situated at Pu'uloa, 'Ewa, Island of O'ahu, Hawai'i Address: 91-201 'Ewa Beach Road Purpose: Building Permit	Walter P. Thompson/ Warren Cole	9-1-23: 15
OA-1047	Proposed Shoreline Certification	Lots 4-A, 4 and 29 Section "A", Wai'alaie Beach Lots, land situated at Wai'alaie, Honolulu, Island of O'ahu, Hawai'i Address: 4671 Kahala Avenue Purpose: Building Permit	Walter P. Thompson, Inc./Up Front Group Co. Ltd	3-5-05: 05 and 08
OA-1048	Proposed Shoreline Certification	Lot 1 of the Kaluanui Beach Lots Section "A", land situated at Kaluanui, Ko'olauloa, Island of O'ahu, Hawai'i Address: 53-597 Kamehameha Highway Purpose: Building Permit	Wesley Tengan/ Chris Nowicki	5-3-08: 08
OA-1052	Proposed Shoreline Certification	Lot 1477 of Land Court Consolidation 23 (Map 24), land situated at Kaipapau, Ko'olauloa, Island of O'ahu, Hawai'i Address: 54-309 Kamehameha Highway Purpose: Building Permit	Wesley T. Tengan/ David and Charlen Furuto	5-4-12: 84
MO-091	Proposed Shoreline Certification	Lot 39 of Land Court Application 1867 (Map 2), land situated at Kawela, Island of Moloka'i, Hawai'i Address: Kamehameha V Highway Purpose: Building Permit	Newcomer-Lee/ Akiyo Murata and Tan Altinbay	5-4-17: 37
MO-092	Proposed Shoreline Certification	Lot 2-B-1 of The Kapa'akea Homesteads, land situated at Kapa'akea, Island of Moloka'i, Hawai'i Address: Kamehameha V Highway Purpose: Building Permit	Newcomer-Lee/ Gayla L. Mowst (Lessee)	5-4-05: 37




Environmental Council Notices

Seasons Greetings from the Environmental Council

It's that time of year the Environmental Council would like to wish you all a safe and happy holiday season. The Council will be on recess for the next two months the next planned council meeting will be February 8, 2006. The agenda will be online approximately a week before the meeting date. 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/serv/eventcal?PF=hic&Clist=81&_action=View+Calendar.

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).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
O'ahu: Hau'ula (5-3-6-63& 64)	Install 2 septic tank systems (2005/SMA-90)	Queen Liliuokalani Children's Center
Kaua'i: Kekaha (1-1-1-1)	Photo voltaic power system (SMA(M)2006-17)	DOE/Bruce Robinson
Kaua'i: Port Allen (2-1-3-7)	Fuel storage facility upgrade (SMA(M)2006-18)	Chevron Products Co.
Maui: Makena (2-1-7-71)	Road widening & related improvements (SM2 20050146)	Cella, Robert
Maui: Kihei (3-9-18-14)	2 lot subdivision (SM@ 20050147)	Day, David
Maui: (3-9-4-48)	Comfort station at Kama'ole III Park (SM2 20050148)	County Department of Parks & Recreation
Maui: Lahaina (4-5-3-7)	Bedroom addition & covered lanai (SM2 20050149)	Hunton Conrad & Associates, Inc.
Maui: Lahaina (4-4-8-5)	Temporary tent for Maui Invitational event (SM2 20050150)	Sheraton Maui resorts
Maui: Wailea (2-1-23-5)	Alterations & repairs (SM2 20050151)	Wailea Construction, Inc.
Maui: Kahului (3-7-2-20 & 25)	Interior tenant improvements (SM2 20050152)	Foodland Supermarket, Ltd.
Maui: Hana (1-4-8-1)	Extend utility line to Hanedoo road (SM2 20050153)	Stice, Gary
Maui: Lahaina (4-3-3-109)	Craft fair at Napili Plaza (SM2 20050154)	Maui Family Support Services, Inc.
Maui: Hana (1-2-3-5)	Hana Fantasy flower stand (SM2 20050155)	Cuffe (SYKOS) Susan M
Maui: Lahaina (4-2-1-32)	Bender family renovation (SM2 20050156)	Kimmey, Marie
Maui: (4-5-13-17)	After the fact Ohana unit & garage (SM2 20050157)	Rawlings, Hana
Maui: Lahaina (4-4-8-1)	Whalers Village Shopping Center renovations (SM2 20050158)	Consolidated Builders, Inc.
Maui: Wailuku (3-3-10-12)	Dwelling addition (SM2 20050160)	Bautista, Joseph
Maui: Lahaina (4-4-6-11)	Apartment alteration (SM2 20050161)	Rabow, Joe & Gina
Hawai'i: Kohala (5-3-7-22, 23, 25 & 26)	Paving access roadway, replace gate, landscaping & after-the-fact underground utilities (SMM 05-18)	EWM Investments, LLC, Charles Anderson, Lisa Anderson & Terry Lynn Harrison
Hawai'i: N. Kona (7-7-4-26)	Demo and remove existing structures & remove solid refuse materials & debris (SMM 05-19)	Wayne Blasman



Pollution Control Permit Applications

DECEMBER 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; **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.

Clean Air Branch

Br. Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
CAB, 586-4200, T-NCSP	American Hauling, Inc. NSP 0450-01-NT (Renewal)	Various Temporary Sites, State of Hawaii Initial Location: Vicinity of Kawailoa Refuse Center, Kawailoa, Oahu	Issued: 11/7/05	220 TPH Powerscreen
CAB, 586-4200, T-CSP	Royal Contracting Company, Ltd. CSP 0586-01-CT	Beyond the end of Makakilo Drive, Kapolei, O'ahu	Comments Due: 12/14/05	280 tph Jaw Crusher with a 300 bhp Diesel Engine
CAB, 586-4200, T-CSP	Grace Pacific Corporation CSP 0036-01-CT (Amendment)	Halawa Valley Road, Aiea, O'ahu	Issued: 11/21/05	186 TPH Hot Drum Mix Asphalt Plant
CAB, 586-4200, T-CSP	Grace Pacific Corporation CSP 0045-02-CT (Amendment)	91-920 Farrington Highway, Kapolei, O'ahu	Issued: 11/21/05	334 TPH Hot Mix Asphalt Facility
CAB, 586-4200, T-CSP	Grace Pacific Corporation CSP 0522-01-C (Amendment)	Kapa'a Quarry, Kailua, O'ahu	Issued: 11/21/05	300 TPH Asphalt Plant
CAB, 586-4200, NCSP	Equilon Enterprises, LLC NSP 0262-02-N (Modification)	3145 Wa'apa Road, Lihue, Kaua'i	Issued: 11/22/05	Nawiliwili Petroleum Terminal
CAB, 586-4200, CSP	U.S. Navy PHNSY & IMF PHNC CSP 0105b-01-C (Renewal)	PHNSY & IMF PHNC, Pearl Harbor, O'ahu	Comments Due: 12/30/05	One (1) 3,500 Gallon Electrolyte Mixing Tank and Two (2) Paint Spray Rooms
CAB, 586-4200, CSP	Equilon Enterprises, LLC CSP 0072-01-C (Modification)	Hilo Distribution Terminal, 661 Kalani'ana'ole Avenue, Hilo, Hawai'i	Comments Due: 12/30/05	Above Ground Petroleum Storage Tanks Nos. 1, 4, 6, 7, and 8 with Internal Floating Roofs and Tank Truck Load Rack



Conservation District Notices

DECEMBER 8, 2005

Conservations District Use Permit

Persons interested in commenting on the following Conservation District Use Application (Department Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determination on Conservation District Use Applications (Department 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, notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

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

State of Hawai'i
Department of Land and Natural Resources
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 Dawn Hegger at 587-0380 or Kimberly Mills at 587-0382.

Papipi Road Improvements

File No.: CDUA OA-3266
Applicant: Haseko ('Ewa) Inc.
Location: 'Ewa District, O'ahu
TMK: (1) 91-1—:002 and 003
Proposed Action: Drainage system improvements
343, HRS
Determination: Final Environmental Assessment was published in OEQC's March 23, 2005 Environmental Notice
Contact: Linnel Nishioka, (528-4200)



Queen Ka'ahumanu Highway Widening Project, Phase I

File No.: CDUA HA-3267
Applicant: State Department of Transportations, Highway Division
Location: Henry Street to Ke'alakehe Parkway, Hawai'i
TMK: (3) 7-4-020 parcel 22
Proposed Action: Street widening improvements
343, HRS
Determination: Final Environmental Assessment was published in OEQC's July 23, 1996 Environmental Notice
Contact: Neal Fukumoto, P.E., (536-4495)

Environmental Tip

DECEMBER 8, 2005

4D Impact Analysis (*Second in a series*)

Without some provision for exempting actions that have minimal or no significant effect on the environment, any use of state or county funds or lands such as a state purchase order for office supplies or a landscaping a parcel of county land would require the preparation of an environmental assessment. From a practical standpoint, this is clearly spartan. The preparation of an environmental assessment for each purchase order or landscaping job would “frustrate” legitimate government activity. How then, does one determine whether an action requires an environmental assessment?

The following questions should be asked:

- (1) Is the action a part of a larger project?
- (2) Is the action a necessary precedent for a larger project?
- (3) Does implementation of the action represent a commitment to a larger project?
- (4) Is the action in a sensitive environmental setting such as a flood plain, wetland, beach and coastal area, geologically unstable area (such as at the base of hill subject to mass wasting), safe or critical habitats or estuarine environments?

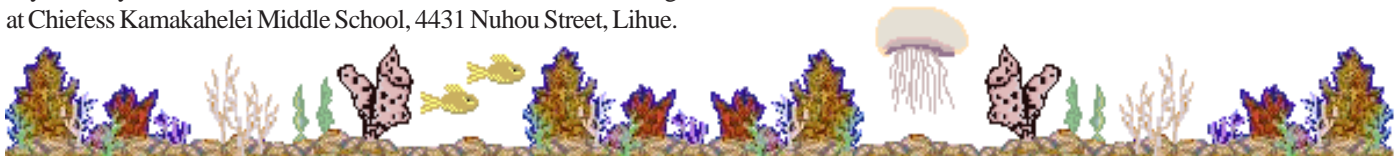
The first three questions above deal with the *nexus* of the action in relationship to a larger project. The last question above deals with the action in the context of *sensitive environments*. If the sense to any of the above questions is affirmative, one should not generally consider exempting the action from the preparation of an environmental assessment. Early consultation and research should then follow leading up to the preparation of an environmental assessment.

Federal Notices

Supplemental Environmental Impact Statement for Bottomfish Multi-Species Stock Complex

Pursuant to the National Environmental Policy Act (NEPA) and regulations published by the Council on Environmental Quality (40 CFR part 1505), NMFS, in coordination with the Western Pacific Fishery Management Council (Council), is preparing a Supplemental Environmental Impact Statement (SEIS). The SEIS will supplement the Final Environmental Impact Statement (FEIS) Bottomfish and Seamount Groundfish Fishery of the Western Pacific Region. The SEIS will analyze a range of alternatives to end overfishing in the bottomfish species complex in the Hawaiian Archipelago. The dates, times and locations for upcoming public scoping meetings are as follows: (1) HILO, Monday, January 09, 2006, from 6:00 P.M. until 9:00 P.M. in the evening at the University of Hawaii-Hilo Campus Center, 200 W. Kawili Street; (2) KONA, Tuesday, January 10, 2006, from 6:00 P.M. until 9:00 P.M. in the evening at the King Kamehameha Hotel, 75-5660 Palani Road, Kona; (3) KAHULUI, Wednesday, January 11, 2006, from 6:00 P.M. until 9:00 P.M. in the evening at the Maui Beach Hotel, 170 Kaahumanu Ave., Kahului; (4) HONOLULU, Thursday, January 12, 2006, from 6:00 P.M. until 9:00 P.M. in the evening at the Ala Moana Hotel, 410 Atkinson Drive, Honolulu; (5) LIHUE, Friday, January 13, 2006, from 6:00 P.M. until 9:00 P.M. in the evening at Chiefess Kamakaha Middle School, 4431 Nuhou Street, Lihue.

To receive a copy of the Draft SEIS, please provide your name and address in writing to the point of contact identified in this notice. Comments on the issues, range of alternatives, and impacts that should be analyzed in the SEIS must be received by January 16, 2006. Submit written comment or requests to be added to the mailing list for this SEIS to William L. Robinson, Regional Administrator, NMFS, Pacific Islands Region, 1601 Kapiolani Blvd., Suite 1110, Honolulu HI 96814; or to Kitty Simonds, Executive Director, Council, 1164 Bishop St. Suite 1400, Honolulu, HI 96813. Comments or requests may also be sent via facsimile (fax) to the Pacific Islands Regional Office at (808) 973-2941 or to the Council at (808) 522-8228. You may also submit comments via email at PirBottomfishNOI@noaa.gov or through the Federal eRulemaking Portal at <http://www.regulations.gov>. The Council’s scoping document on the overfishing determination for the bottomfish species complex in the Hawaiian Archipelago may also be obtained from the Council’s office at the address above or via the Internet at <http://www.wpcouncil.org>. For more information contact William L. Robinson, Regional Administrator, NMFS, (808) 973-2937 or Kitty Simonds, Executive Director, Council, (808) 522-8220 (see, 70 F.R. 71258, November 28, 2005).



Subscription Renewal Form

DECEMBER 8, 2005

YES...I WANT TO REMAIN ON YOUR MAILING LIST

To continue receiving *The Environmental Notice*, complete and send this form by January 1, 2006 or you will be dropped from the mailing list. This is your last reminder if you haven't done so already.

You have three options to get your response to us before the deadline 1) fax a copy of this form to (808) 586-4186, 2) email a note with your current mailing address as seen on your label and if necessary any corrections to oeqc@doh.hawaii.gov or 3) mail the form to:

Office of Environmental Quality Control
235 S. Beretania Street, Room 702
Honolulu, Hawai'i 96813

- Please keep me on *The Environmental Notice* subscribers list.
- Please remove my name from the mailing list.
- I will continue to read **The Environmental Notice** on your website instead. You may add me to your email notification list; I understand that this is just a notification that your new notice has been posted. My email address is:



Name: _____

Company Name: _____

Address: _____

City, State, Zip code: _____

Email Address: _____

Comment(s): _____

Use as return address
Fold in half and tape end. DO NOT USE STAPLES.

State of Hawaii
Department of Health
Office of Environmental Quality Control
235 S. Beretania Street, Suite 702
Honolulu, HI 96813