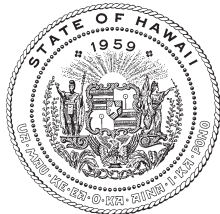


# The Environmental Notice

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

APRIL 8, 2006



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!)*

## OEQC

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Maui: 984-2400 ext. 64185  
Hawai'i: 974-4000 ext. 64185

## Initial public Hearing of "Environmental Council Rules of Practice & Procedure," Chapters 200 & 201

The Environmental Council proposes modifications to Hawaii Administrative Rules, Title 11, Department of Health, Chapter 200 "Environmental Impact Statement Rules" and Chapter 201 "Environmental Council Rules of Practice and Procedure." An initial public hearing will be held April 12th 2006 at 1:30 PM at Leiopapa A Kamehameha (State Office Tower), 235 South Beretania Street, Honolulu, Room 405. Verbal testimony may be provided at the meeting. All written testimony must be received by the OEQC no later than 12:00 PM April 10th, 2006. (**Note: No parking is available in our building and we do not validate.**)

Copies of the rules may be downloaded from <http://www.state.hi.us/health/oeqc/rules/index.html>. If you have any problem with the download, contact OEQC staff Nancy Heinrich at [nancy.heinrich@doh.hawaii.gov](mailto:nancy.heinrich@doh.hawaii.gov). Please note that this is an *initial* public hearing, and that additional hearings will be held in the future to obtain community input.

## Child & Family Services Ewa Facility

CFS proposes to construct several new buildings on its Fort Weaver Road property. It plans to demolish several older structures and construct a new learning center and a transitional center. The driveway will be relocated to the rear of the property. The facility is located near St. Francis West and is adjacent to Ewa Villages Golf Course and West Loch Fairways. See page 4 for more details.



## Wai'anapanapa State Park Improvements DEIS

Wai'anapanapa State Park, located in the Hana district of the island of Maui, encompasses 110-acres and was established in 1968. Major improvements proposed in the Master Plan include constructing a new access road, comfort station, interpretive center and parking lots; renovating and expanding the existing comfort station; relocating the campground; replacing the cabins; replacing cesspools with septic systems; and, upgrading the park's water system. See page 12 for more.

## Department of Transportation to Purchase Ten Kane'ohē Homes for Construction of Drainage Improvements

After years of trying to find a geotechnical engineering solution to the problem of subsidence for homes in the Castle Hills Subdivision between Po'okela Street and Kk'pohu Street in K'ne'ohē along the banks of the Kapunahala stream, the State of Hawai'i has decided to expend approximately \$20 million to construct drainage improvements at the site of ten existing homes deemed unsuitable for further occupation. The Department of Transportation plans to demolish the homes on these lots in order to construct drainage improvements. See page 5 for more.

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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, and 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 Environmental Impact Statement (DEIS) prior to project implementation. This document must completely disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with measures proposed to mitigate them. The public has 45 days from the first publication date in this periodic bulletin to comment on a DEIS. The DEIS must respond to comments received during the FEA-EISPN comment period in a *point-by-point* manner.

### Final Environmental Impact Statement

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

### Acceptability

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

### National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawai'i's law. Some projects require both a state (and 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.

### 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.

### Special Management Area

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

### Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback (an area contained between the certified shoreline and a prescribe distance inland (usually 40 feet) from the certified shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This periodic bulletin publishes notice from the Department of Land and Natural Resources of both shoreline certification applicants and of final certifications or rejections.

### Environmental Council

The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published on the Internet at <http://www.ehawaii.gov.org/calendar> and the public is invited to attend.

### Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are declared exempt from the environmental review process. These lists are reviewed and approved by the Environmental Council. This periodic bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

### 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).





## Castle Hills Access Road Drainage Improvements (HRS 343 DEA)

**District:** Koolaupoko  
**TMK:** (1)4-5-024:2-5, 4-5-108:68-74  
**Proposing Agency:** State Department of Transportation  
 601 Kamokila Blvd. Rm. 688, Kapolei, HI 96707  
 Contact: Karen Chun (692-7552)

**Determination Agency:** Same as above.  
**Consultant:** Environmental Communications, Inc.  
 1188 Bishop St., Ste. 2210, Honolulu, HI 96813  
 Contact: Taeyong Kim (528-4661)

**Public Comment Deadline:** May 8, 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.

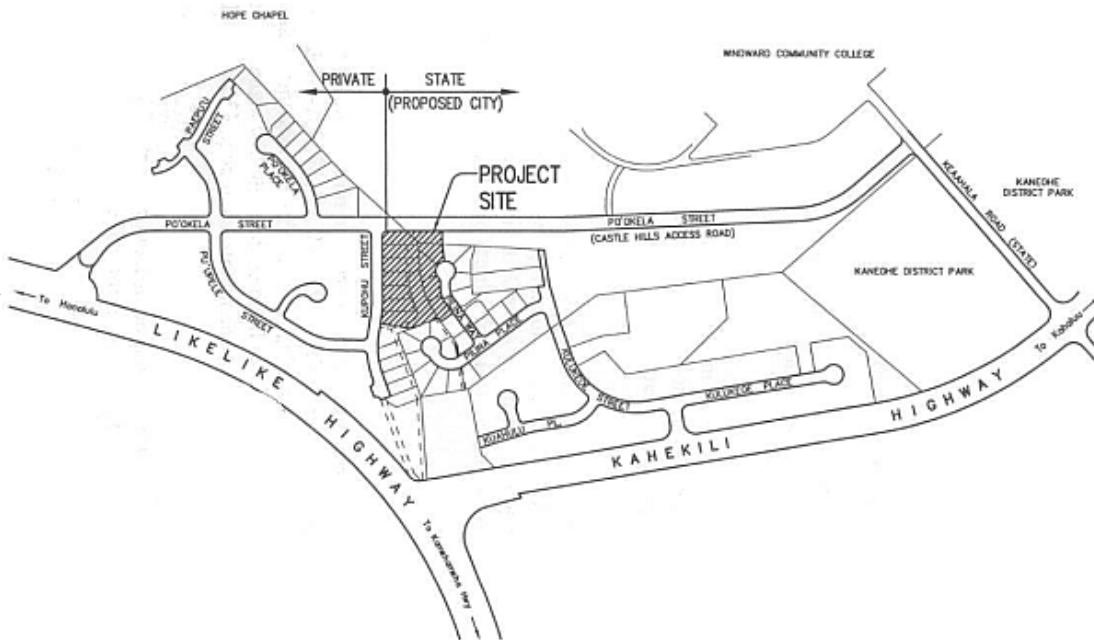
**Permits Required:** Grading, Building, Stream Alteration, NPDES

Two major alternatives are under consideration for the drainage improvement project. The first consists of stream bank stabilization measures developed in conjunction with a detention basin. This alternative would line the stream banks with retaining walls and a large area where stormwaters could be retained for controlled release into an existing City owned culvert. The second alternative under consideration consists of improvements to the drainage culvert below Pookela Street that will stabilize erosion and settling at the outfall with limited retaining walls and will allow the stream to run naturally along the vacated properties.

The affected owners will be compensated at the appraised value of their properties and relocation assistance will also be provided. All dwellings will be moved or demolished. The proposed project is considered an improvement action and will not result in any negative environmental impacts.

The Castle Hills Access Road Drainage project consists of the acquisition of a total of ten (10) private properties located within the Castle Hills (7 properties) and Kahelelani (3 properties) subdivisions and the construction of drainage improvements, including stream bank stabilization and a possible detention basin, along a portion of Kapunahala Stream.

The affected properties located adjacent to the Kapunahala Stream on the project site have been subject to extreme soils settling and erosion. Continued use of these properties for residential use is not considered acceptable therefore the Department of Transportation has decided to acquire the affected properties and use the land for drainage improvements.



Location Map



# O'ahu Notices

APRIL 8, 2006

## Lanikai Non-Conforming Seawall (HRS 343 FEA-FONSI)

**District:** Koolaupoko  
**TMK:** (1)4-3-4:81  
**Applicant:** Charles B. Wang  
1368 Mokulua Dr., Kailua, HI 96734  
Contact: Charles Wang

**Approving Agency:** C&C, Dept. of Planning & Permitting  
650 S King St., 7th Flr., Honolulu, HI 96813  
Contact: Dana Teramoto (523-4648)

**Consultant:** PlanPacific, Inc.  
345 Queen St., Ste. 802, Honolulu, HI 96813  
Contact: Robin Foster (521-9418 ext. 13)

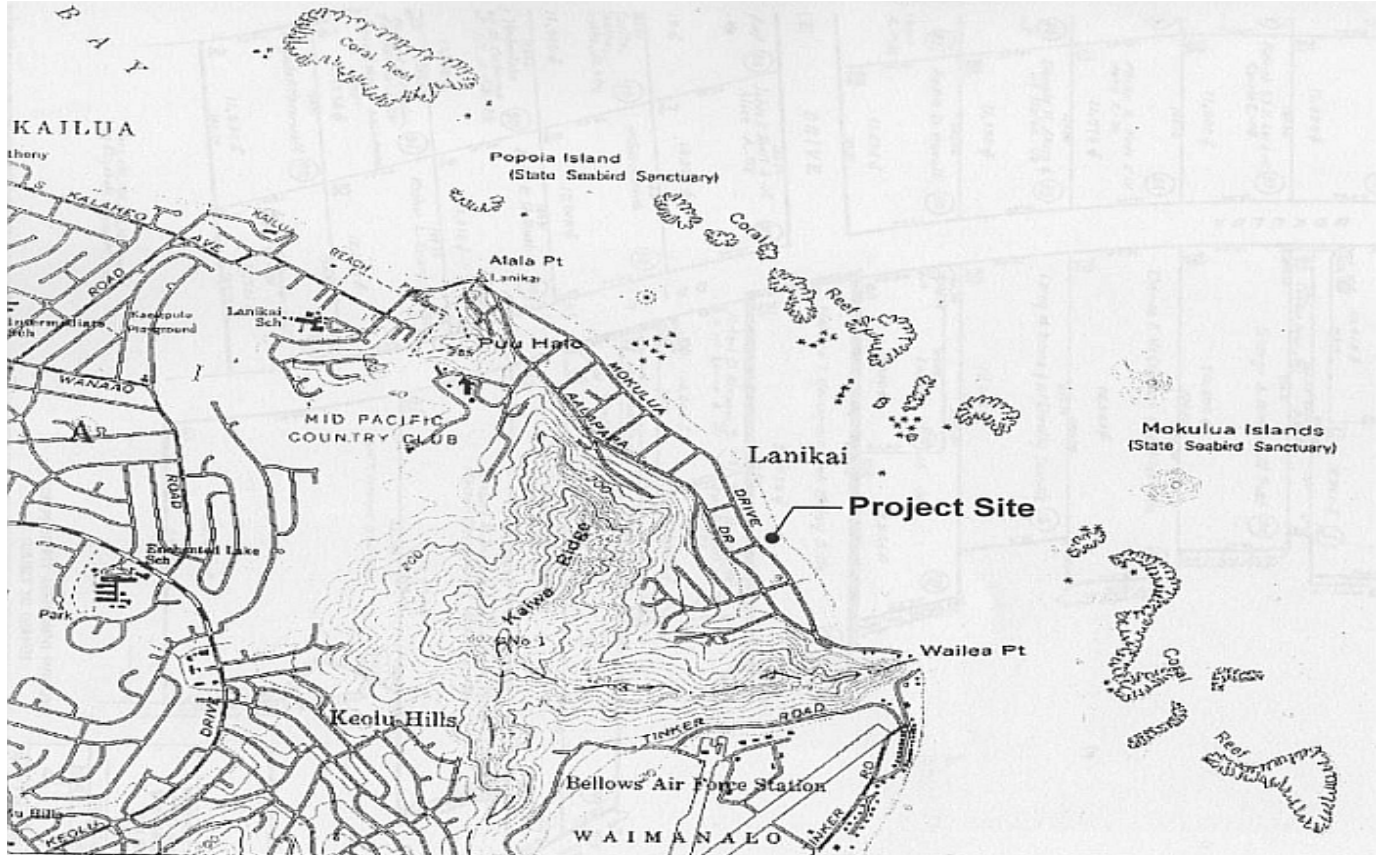
**Status:** Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

**Permits Required:** Shoreline Setback Variance

damaged by severe storm surf in an unusual storm event, which occurred during November 20-21, 2003. The storm waves cracked the CMU seawall; destroying the upper sections of the wall and fence; and took out approximately 30 cubic yards of soil.

The owner subsequently constructed a concrete support wall and footing immediately behind the existing non-conforming seawall. Filter wrapped sand replaced the void left by the eroded soil. The wall extends about 77 feet along the shoreline with a maximum overall height of about 11.2 feet above mean sea level. The applicant is applying for after-the-fact permits to retain those items placed within the 40-foot shoreline setback.

The project site is located on a shoreline lot located in Lanikai at 1368 Mokulua Drive. The lot is developed for residential use. The shoreline has been certified by the State at the seaward face of the seawall. The top portion of the seawall was



## Sprint Antenna at Gilmore Hall, UH at Manoa (HRS 343 FEA-FONSI)

**District:** Honolulu  
**TMK:** (1)2-8-023:003  
**Applicant:** SprintCom  
 2333 Kapiolani Blvd, Honolulu, HI 96826  
 Contact: William Fox (351-6279)

**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:** Minor Modification to Plan Review Use, Zoning

- Total space required on rooftop will be about 375 sq. ft. This installation will be regulated by the Federal Communications Commission and requires additional zoning and building permits from the City & County of Honolulu.

The proposed project will not result in any loss of parking spaces. Neither will it result in an increase in parking demand. The antenna facility will be unmanned and monitored from an offsite location.

The installation of electrical switching equipment in the 2 cabinets and 9 panel antennas will not result in any increase in noise levels in the long term at the rooftop or on lower floors of the Gilmore Hall.

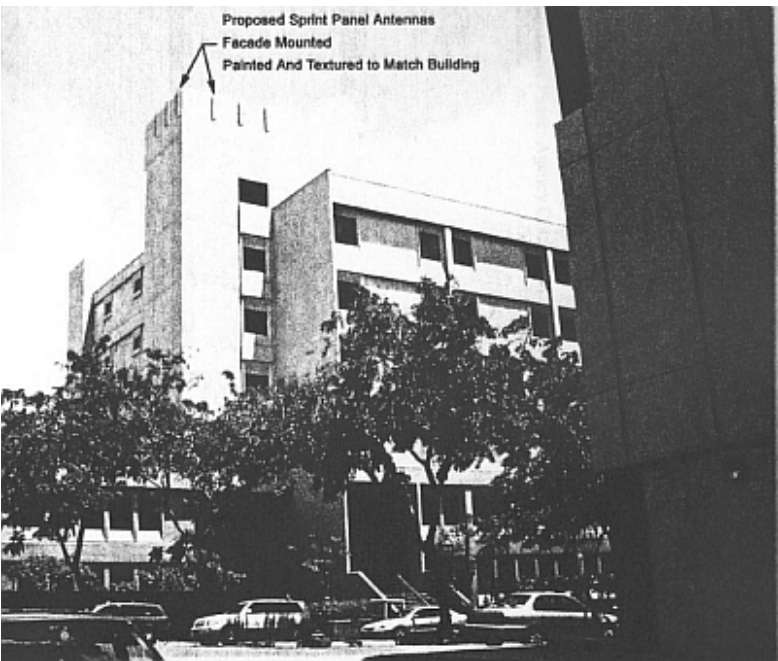
SprintCom (also referred to as "Sprint") is planning to upgrade its wireless voice and data coverage on the University of Hawai'i at Manoa campus on O'ahu on the rooftop of Gilmore Hall. Sprint is licensed by the FCC to broadcast in the 1900 Megahertz (MHz) band; thus, this new site will enable Sprint to enhance in-building penetration of these frequencies. Kansas City, Kansas-based Sprint has a nationwide PCS system, and this provider offers bundled products such as internet access, paging, long distance, local and wireless phone service.



The antenna facility will consist of the following:

- 6 panel type antennas flush mounted to the south and west face of the elevator penthouse just below the top of the highest parapet. Another 3 panel antennas will be flush mounted to the north-facing wall of the upper roof level that houses the building's air conditioning vents and other mechanical equipment. Each panel antenna measures about 6' (h) x 8" (w) and will be painted to blend in with the building's existing color.

- Two (2) self-contained, weatherproof BTS equipment cabinets that each measure approximately 60" (h) x 52" (l) x 30" (w) will sit against a wall mounted rack that is bolted to a wall on the main roof mauka of the elevators to ensure adequate space for rooftop maintenance. The BTS is connected to a utility demarcation/power protection cabinet that measures approximately 66" (h) x 30" (l) x 10" (w).



View from Maile Way to Site



# O'ahu Notices

APRIL 8, 2006

## T-Mobile West Corp Antenna at UH Manoa Gateway House (HRS 343 FEA-FONSI)

**District:** Honolulu  
**TMK:** (1)2-8-023:003  
**Applicant:** T-Mobile West Corporation  
625 Piikoi St., Ste. 100, Honolulu, HI 96814  
Contact: Roy Irei (330-1790)

**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:** Minor Modification to Plan Review Use, Zoning

posed project may inhibit the use of the east end of East West Road fronting Gateway House while a boom truck is parked to unload the bulk of the panel antenna and equipment cabinet hardware. This is expected to be up to a 3-day period.

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

This installation will be regulated by the Federal Communications Commission and requires additional zoning and building permits from the City & County of Honolulu.



T-Mobile West Corporation (formerly VoiceStream PCSII) is proposing to install a cellular communications facility at the ewa (west) wing of the existing Gateway House student residence building situated within the University of Hawai'i Manoa Campus located at 2563 Dole Street, Honolulu, on the island of O'ahu.

Twelve panel antennas will be mounted to the exterior walls of the rooftop enclosure. The antenna measure 6-feet long x 9-feet wide x 4-inches deep. The antennae and mounting brackets will be painted to blend with existing building color schemes. Three base transmitting system (BTS) equipment cabinets will be installed within the enclosure and mounted on the metal platform. Dimensions of the BTS cabinets are 5-feet high x 5-feet wide x 4-feet deep.

Minor traffic impacts will occur as a result of construction related traffic and the operation of construction equipment which may, on occasion, impede traffic in the immediate vicinity of Gateway House. In addition, the pro-



View of Tower From Practice Field



## Wana'ao Road/Keolu Drive Reconstructed Sewer (HRS 343 FEA-FONSI)

**District:** Ko'olaupoko  
**TMK:** (1) 4-2-19, 21-22, 24-25, 27-30, 39-41, 46, 49-50, 75, 80

**Proposing Agency:** C & C, Department of Design and Construction  
 650 S King St., Honolulu, HI 96813  
 Attn: Carl Arakaki (523-4671)

**Determination Agency:** Same as above.  
**Consultant:** Kimura International, Inc.  
 1600 Kapiolani Blvd., Ste. 1610, Honolulu, HI 96814  
 Contact: Nancy Nishikawa (944-8848)

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

**Permits Required:** Construction Noise Variance, NPDES, CZM Consistency Review, and other C&C construction related permits, DCUP, Dept. of Army Permits (Section 10 Rivers & Harbors Act, and potential Section 404 Clean Water Act). Major SWP may be required at Kawainui Canal

The purpose of this project is to address problems that have developed over almost 50 years of use. A field study found corrosion in the pipes and sections of the pipeline that are not positioned properly for gravity flow. In some places, peak flows exceed the sewer pipe capacity so that the pipes are surcharged or overloaded. This project will correct structural and hydraulic defects and provide adequate flow capacity.

Expected environmental impacts are predominantly traffic delays and construction noise that would be experienced during the construction period. Underground tunneling methods will be used to maintain driveway and street access. Open trenches may be used in some of the higher elevation areas where groundwater control is less challenging. Construction staging areas for pipes, boring machinery, and other equipment, will be located within the road right-of-way, thus requiring temporary lane closures. A traffic control plan will be developed. The Contractor will be required to implement Best Management Practices and adhere to all State and local regulations governing construction noise, dust, and erosion. Residents and businesses will be consulted to fine-tune construction scheduling and phasing.

The City & County of Honolulu, Department of Design and Construction propose to install a sewer main in portions of Keolu Drive and Wana'ao Road in Kailua. New sewer pipes will range in diameter from 12 to 42 inches, and extend for approximately 6,600 feet or 1.25 miles. The proposed alignment will extend from the intersection of Keolu Drive and Akalani Loop/Akahai Street, run along Keolu Drive to Wana'ao Road, then turn onto Wana'ao Road with a tie-in at the wastewater pump station located at the intersection of Wana'ao Road and Auwina Street. Service laterals will be connected via new 8-inch connector lines. Once the new trunk line is operational, the existing line will be abandoned in place. Portions of Keolu Drive and Wana'ao Road within the project limits will be re-surfaced after underground construction work is completed.



Proposed Project Location

The proposed alignment crosses Ka'elepulu Stream, Kawainui Canal, and an unnamed drainage channel north of Enchanted Lake Shopping Center. Consultations are ongoing to minimize impacts on waterways through trench less construction methods and mitigations. Sewer easements through private properties adjacent to the waterways will be obtained, as needed.

Construction is estimated to begin in 2007 and is expected to require approximately 24 to 30 months.



# O'ahu Notices

APRIL 8, 2006

## Halawa Valley Aviator Recovery (HRS 343 FEA-FONSI)

**District:** Honolulu  
**TMK:** (1) 1-9-9-011:002 and 1-9-9-011:004  
**Applicant:** Commander, Navy Region Hawaii, Environmental Planning Division, 258 Makalapa Dr., Ste. 100, Pearl Harbor, HI 96860-3134  
Contact: Kyle Fujimoto (472-1442)

**Approving Agency:** State Department of Transportation, Highways Division, Design Branch  
601 Kamokila Blvd., Rm. 688, Kapolei, HI 96707  
Contact: Karen Chun (692-7552)

**Consultant:** TEC Inc., ASB Tower  
1001 Bishop St., Ste. 1400, Honolulu, HI 96813  
Contact: Ryan Pingree (528-1445)

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

**Permits Required:** None

Commander, Navy Region Hawai'i (CNRH) has prepared an Environmental Assessment (EA) on behalf of the Joint Prisoner of War/Missing in Action Accounting Command (JPAC), who proposes to recover the remains and personal effects of a naval aviator who crashed into the Ko'olau Mountains in Halawa Valley, O'ahu, Hawai'i, in 1944, and return them to his family. Based on information gathered during preparation of the EA, the Proposed Action will not significantly impact human health or the environment and preparation of an Environmental Impact Statement is not required.

The Proposed Action will require removal of vegetation and excavation and screening of soil from an area of up to 478 square yards (yd<sup>2</sup>) (400 square meters [m<sup>2</sup>]). An additional 1,435 yd<sup>2</sup> (1,200 m<sup>2</sup>) of ancillary support areas for a buffer area around an existing helicopter landing zone (LZ) and for a trail from the LZ to and from the recovery area may be affected by clearing/thinning or incidental trampling of vegetation. An emergency LZ and associated trail located to the north of the project site will not be cleared of vegetation; these areas will only be

used in the event of an emergency. No more than 106 cubic yards (80 cubic meters) of soil will be moved from the site to JPAC's laboratory for screening. Erosion control will be implemented concurrently with the recovery. Further erosion control and revegetation with native plants will be implemented to restore the area, concurrently with or immediately following the recovery. Precautions will be taken to prevent weeds and other invasive plants from being brought into the project area.

The site is within the State of Hawai'i's conservation district, in an area designated as critical habitat for seven species of threatened or endangered plants. The project area was surveyed, and no threatened or endangered plants or animals were identified. The crash site is considered to be historic, and there are no known archaeological resources within the project area. The Proposed Action is expected to have no adverse effect on historic properties, and is not expected to jeopardize critical habitat. The U.S. Fish and Wildlife Service determined that the Proposed Action would not be likely to destroy or adversely modify any designated critical habitat.



View of upper end of the crash site looking northwest



APRIL 8, 2006

## McKenney Garage Demolition and Addition to Existing Dwelling, Lahaina (HRS 343 DEA)

**District:** Lahaina  
**TMK:** (2)4-6-004:005  
**Applicant:** Peter & Luanna McKenney  
 250 Front St., Lahaina, HI 96761  
 Contact: Peter or Luanna McKenney (667-2953)

**Approving Agency:** County of Maui, Department of Planning  
 250 S High St., Wailuku, HI 96793  
 Contact: Dan Shupack (270-5517)

**Consultant:** Visions  
 P.O. Box 1633, Wailuku, HI 96793  
 Contact: Michelle Cockett (357-5821)

**Public Comment**  
**Deadline:** May 8, 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:** SMA, Building, Demolition

falls within the limits of the Special Management Area (SMA) for the island of Maui. Accordingly, an application for a SMA Use Permit has been prepared and submitted to the Department of Planning for review and action by the Maui Planning Department.

Additionally, inasmuch as the subject property is located within the Lahaina National Historic Landmark District, an environmental assessment has been prepared in accordance with Chapter 343, Hawai'i Revised Statutes.



The applicants, Peter and Luanna McKenney, are proposing to demolish a 360 square foot garage built in 1921. Once said garage is demolished, the applicants wish to construct a 1945 square foot, 2-story addition to the existing single-family dwelling located on the property, which was also built in 1921. The project site is identified as Maui Tax Map Key 4-6-004:005.

This environmental assessment is prepared in accordance with Subchapter 6, §11-200-9 of Chapter 200, Environmental Impact Statement Rules of the Department of Health, State of Hawai'i.

The subject property



**Photo of garage**



# Maui Notices

APRIL 8, 2006

## Wai'anapanapa State Park Master Plan (HRS 343 DEIS)

**District:** Hana  
**TMK:** (2) 1-3-05:9 & 11; 1-3-06:9  
**Proposing Agency:** State Dept. of Land and Natural Resources,  
Division of Parks, 1151 Punchbowl St., Rm. 310,  
Honolulu, HI 96813  
Contact: Lauren Tanaka (587-0293)

**Accepting Authority:** Same as above.  
**Consultant:** Wilson Okamoto Corporation  
1907 S Beretania St., Ste. 400, Honolulu, HI 96826  
Contact: Earl Matsukawa (946-2277)

**Public Comment**  
**Deadline:** May 23, 2006  
**Status:** Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the proposing agency with copies to the accepting authority, consultant and OEQC.

**Permits Required:** CDUA, NPDES, SMA, Building Permit, and Grading Permit

The proposed action involves the adoption and implementation of a twenty-year Master Plan for Wai'anapanapa State Park. Wai'anapanapa State Park, located in the Hana district of the island of Maui, encompasses 110-acres and was established in 1968. The Master Plan will guide future improvements and addresses aging facilities and infrastructure, public demands and protection of natural and cultural resources. Major improvements proposed in the Master Plan include constructing a new access road, comfort station, interpretive center and parking lots; renovating and expanding the existing comfort station; relocating the campground; replacing the cabins; replacing cesspools with septic systems; and, upgrading the park's water system. Although no significant short- or long-term impacts are anticipated to result from implementation of the Master Plan, an Environmental Impact Statement has been prepared to provide the greatest opportunity for public input and participation.





## UH 24-inch Telescope Observatory Renovation (HRS 343 DEA) Joint NEPA-DEA

**District:** Hamakua  
**TMK:** (3)4-4-15:09  
**Applicant:** University of Hawaii at Hilo  
 200 West Kawili St., Hilo, HI 96720-4091  
 Contact: Dr. William Heacox (974-7382) and  
 National Science Foundation  
 4201 Wilson Blvd., Arlington, VA 22230  
 Contact: Andrew Clegg (703-292-8580)

**Approving Agency:** University of Hawaii at Hilo  
 200 West Kawili St., Hilo, HI 96720-4091  
 Contact: Dr. Bill Chen (974-7311) and  
 National Science Foundation  
 4201 Wilson Blvd., Arlington, VA 22230  
 Contact: Andrew Clegg (703-292-8580)

**Consultant:** Helber Hastert & Fee, Planners  
 733 Bishop St., Ste. 2590, Honolulu, HI 96813  
 Contact: Martha Spengler (545-2055 ext. 238)

**Public Comment Deadline:** May 8, 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.

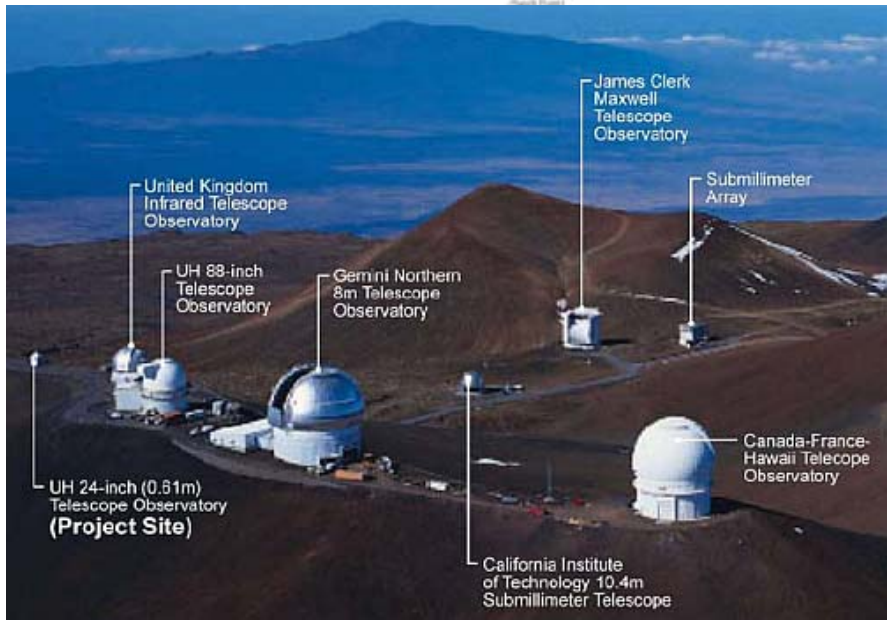
**Permits Required:** NEPA compliance, NHPA Section 106 consultation, CDUA

Remotely operated from the UHH campus, the new telescope would provide outstanding training for UHH undergraduate students in observatory operations and how to conduct and participate in research projects, essential job skills for careers in astronomy – in addition to supporting outreach programs in local high schools. The 37-year old telescope and building is in a deteriorated state; the dome is in marginal mechanical condition and cannot protect the telescope/equipment from dust and water infiltration.

The National Environmental Policy Act and National Historic Preservation Act Section 106 processes are being run concurrently and public comments are invited. Proposed building renovations require no ground disturbance and would utilize the same building foundation/footprint. The existing interior and exterior components and electrical/communications lines would be upgraded. Existing utility conduits would be used. No wastewater facilities would be required. The renovated building would be six to twelve inches taller and painted white, similar to the existing paint.



The National Science Foundation (NSF) proposes to fund the proposal of the University of Hawai'i at Hilo (UHH) to replace an existing 24-inch (0.6 meter [m]) telescope with a new 36-inch (0.9 m) telescope. UHH further proposes to renovate the existing observatory building using State funds. The Proposed Action would occur within the 420 square foot (sf) University of Hawai'i (UH) 24-inch Telescope Observatory and an adjacent lay-down area comprised of approximately 20,000 sf within the Mauna Kea Science Reserve, Hamakua District, Hawai'i Island, State of Hawai'i. The observatory and optical telescope are owned by UH and managed by the University of Hawai'i at Manoa. The facility management would be transferred to UHH after the project is completed.



**Aerial photograph of Project site and other Summit Telescopes**

# Hawai'i Notices

APRIL 8, 2006

## Komohana Agricultural Complex Renovation & New Construction (HRS 343 FEA-FONSI)

**District:** South Hilo  
**TMK:** (3) 2-4-1:41 (por.)  
**Proposing Agency:** University of Hawaii, Office of Capital Improvements, 1951 East-West Rd., Honolulu, HI 96822  
Contact: Maynard Young (956-4071)

**Determination Agency:** Same as above.  
**Consultant:** Helber Hastert & Fee Planners  
Pacific Guardian Center, Makai Tower  
733 Bishop St., Ste. 2590, Honolulu, HI 96813  
Contact: Tom Fee/Charles Willson (545-2055)  
**Status:** Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

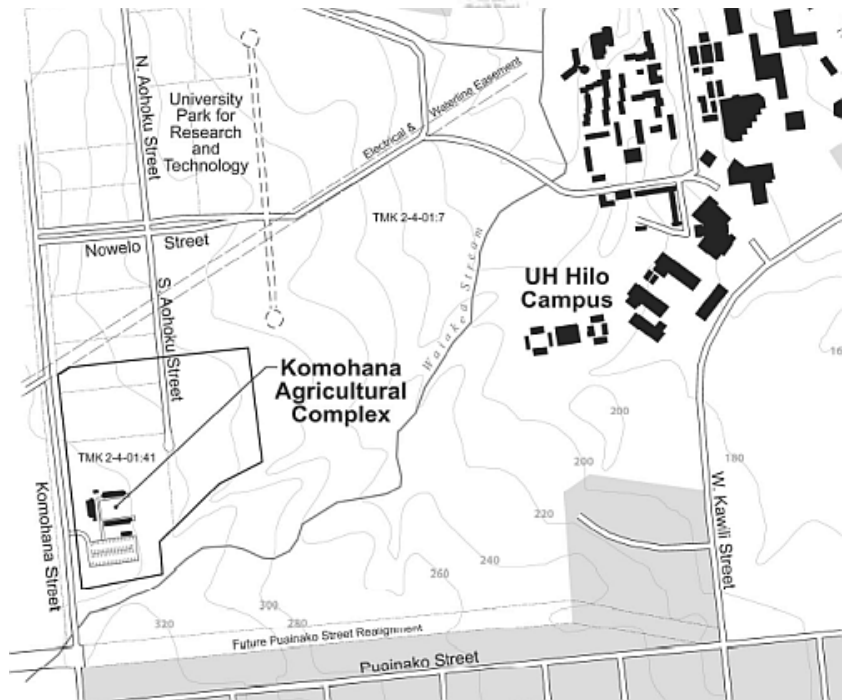
**Permits Required:** Grading Permit and Building Permit

The University of Hawai'i at Manoa College of Tropical Agriculture and Human Resources (CTAHR) proposes to renovate functionally obsolete facilities at the Komohana Agricultural Complex in Hilo. The Proposed Action would renovate the three existing wings of the complex, originally constructed in 1976, and construct an additional two-story laboratory wing (approx. 8,000 sf), and an adjacent teleconference/lunch room extension (approx. 800 sf) to be added to the existing Building B wing to close the quadrangle. Alternatives considered included complete demolition and construction of a new facility and No Action. Both the Proposed Action and Demolition/Construction Alternative would provide CTAHR with flexible, modern laboratory, office, and administrative facilities and the ability to effectively carry out its multifaceted mission. The No Action Alternative would retain the obsolete facility and significantly impede CTAHR from performing its mission. There is no foreseeable change to onsite *de facto* occupancy of the complex under any of the alternatives.

Potential construction period impacts include noise, fugitive dust emissions, storm water runoff, and traffic impacts for movement of construction workers and materials on and off site. These impacts would be mitigated through implementation of best management practices. No adverse impacts are anticipated to the following resources: Geology, Climate, Topography, Soil, Flora, Fauna, Water Resources, and Wetland Ecosystems. Archaeological

and cultural impact assessments conducted for the area indicate the Proposed Action and alternatives would not have an adverse impact on these resources. No increase in traffic is anticipated other than construction period impacts, which will be managed. The Proposed Action and alternatives are consistent with public plans, policies and controls.

Cumulative impacts were assessed by examining the project in relationship to other planned projects in the region. The cumulative impacts of the Proposed Action and Demolition/Construction Alternative are beneficial as CTAHR would be able to deliver its programs to the community more effectively, supporting increased agricultural productivity and improved human resources outreach programs.



Location Map



## Kilauea Elementary School Cafeteria (HRS 343 DEA)

**District:** Kilauea  
**TMK:** (4)5-02-009:006 (County) & 5-02-009:048 (State)  
**Proposing Agency:** Department of Education  
 1390 Miller St., Honolulu, HI 96813  
 Contact: George Coates (586-0721)

**Determination Agency:** Same as above.  
**Consultant:** SSFM International, Inc.  
 501 Sumner St., Ste. 620, Honolulu, HI 96817  
 Contact: Ronald Sato (531-1308)

**Public Comment Deadline:** May 8, 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:** R-4, Special Treatment-Public District & Open, NPDES, IWS Permit, Use Permit, Building and Grading and Class IV Zoning Permit

rior has a maximum student capacity of about 160, less than half the current 325 student enrollment. The existing cafeteria is a historic building; recognized on both National and State historic registries. Careful consideration will be utilized to retain all historic and aesthetic characteristics of the relocated cafeteria. This structure could eventually be used to support the school administration building. The existing administrative offices could be utilized for additional library space or additional classrooms at a later time.

The new cafeteria is proposed to complement the architecture and aesthetics of the existing historic buildings and will consist of similar materials, detailing, scale and color. The new cafeteria design will allow the entire student body to eat lunch concurrently, and will have the capability to accommodate 500 students. Other improvements will include seven (7) additional parking stalls, and construction of an access road to the new cafeteria.



The State of Hawai'i, Department of Education (DOE) is upgrading facilities at Kilauea Elementary School located within the Kilauea District, Island of Kaua'i, Tax Map Key 5-02-009:006 (County) and 048 (State). The State DOE is proposing to implement plans to build a new cafeteria in order to meet educational, governmental, and community needs.

Kilauea Elementary School Cafeteria facility improvements were selected based on feasibility and compliance with governmental, infrastructure, historical, aesthetic and environmental regulations. This project will involve relocation of the existing historic cafeteria and construction of a new cafeteria.

The existing cafeteria encroaches beyond the adjacent property line in the northwest portion of the property. The existing cafeteria's 3,000 square foot inte-



**Location Map**

# Kaua'i Notices

APRIL 8, 2006

## Ha'ena County Beach Park Improvements (HRS 343 FEA-FONSI)

**District:** Hanalei  
**TMK:** (4)5-9-5:19  
**Proposing Agency:** County of Kaua'i, Dept. of Public Works  
4444 Rice St., Ste. 275, Lihue, HI 96766  
Contact: Mel Nishihara (241-6649)

**Determination Agency:** Same as above.  
**Consultant:** NKN Project Planning  
4849 Iiwi Rd, Kapaa, HI 96746  
Contact: Nadine Nakamura (822-0388)

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

**Permits Required:** SMA, CDUA, Building, Grading

The County of Kaua'i is proposing improvements to the existing facilities, and to bring the Park into compliance with the American with Disabilities Act (ADA) requirements including:

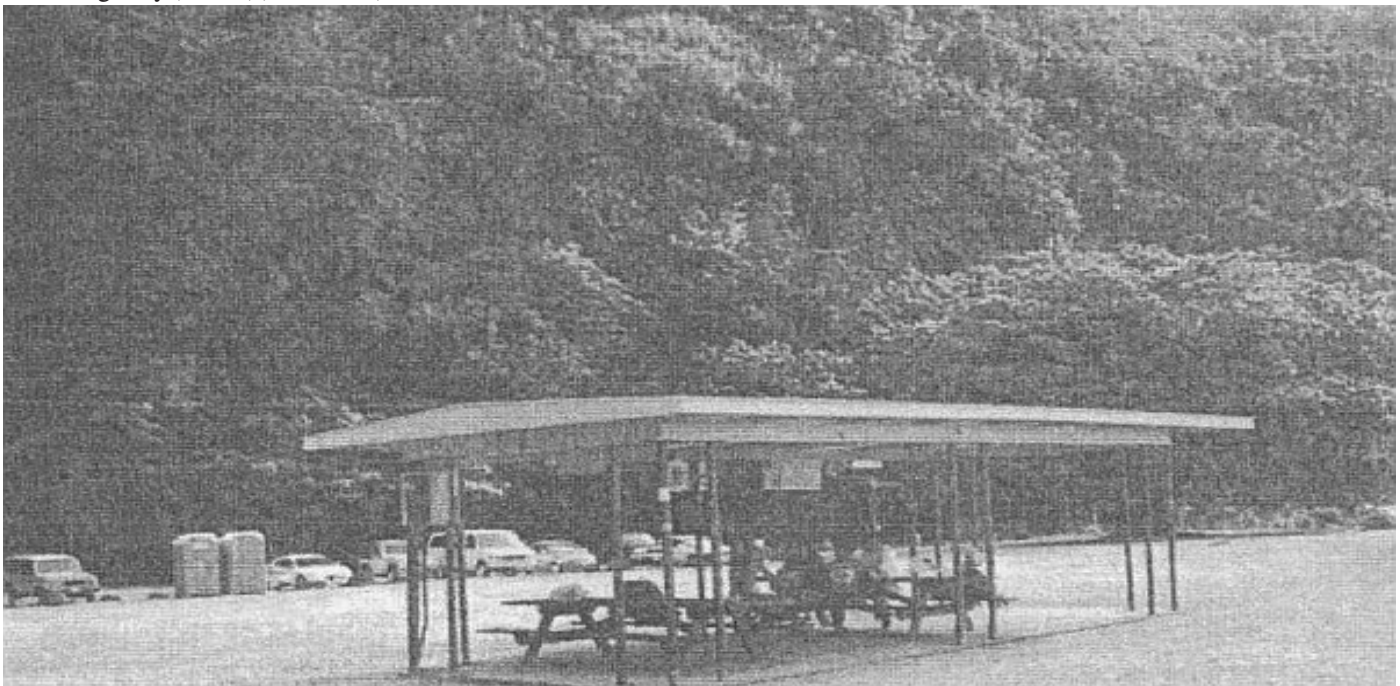
- Construction of a new ADA compliant comfort station, and demolition of existing comfort station
- Construction of new ADA compliant pathways to pavilion, shower and parking stalls
- Construction of a new ADA compliant parking stalls
- Parking area drainage and surface treatment improvements.

The project is estimated to cost \$500,000. Construction is expected to take place in 2007

The Applicant County of Kaua'i, Department of Public Works, Division of Parks and Recreation, proposes various improvements to the Ha'ena County Beach Park and will seek a Special Management Area Permit from the County of Kaua'i, Planning Commission, and a Conservation District Use Permit from the State of Hawai'i, Board of Land and Natural Resources.

The property consists of approximately 5.5 acres. The project is located in the district of Halele'a, Ha'ena, Kaua'i on Kuhio Highway (TMK (4) 5-9-05:19).

Project Site



Haena Beach Park: Pavilion



# National Environmental Policy Act

APRIL 8, 2006

## MCON P-713 Construct Compressed Air Plant, Naval Station Pearl Harbor, Hawai'i (NEPA-FEA)

**District:** Honolulu  
**TMK:** (1) 9-9-001: Parcel 008  
**Proposing Agency:** Naval Facilities Engineering Command (NAVFAC) Hawai'i, NAVFAC Pacific, 258 Makalapa Drive, Ste. 100, Pearl Harbor, HI 96860-3134  
Contact: Christine Fong (472-1396)

**Determination Agency:** Dept. of the Navy, Commander, Naval Installations Command, 2713 Mitscher Road, SW, Anacostia Annex, DC 20373-5802  
Contact: Kelli Ackiewicz (202-433-4960)

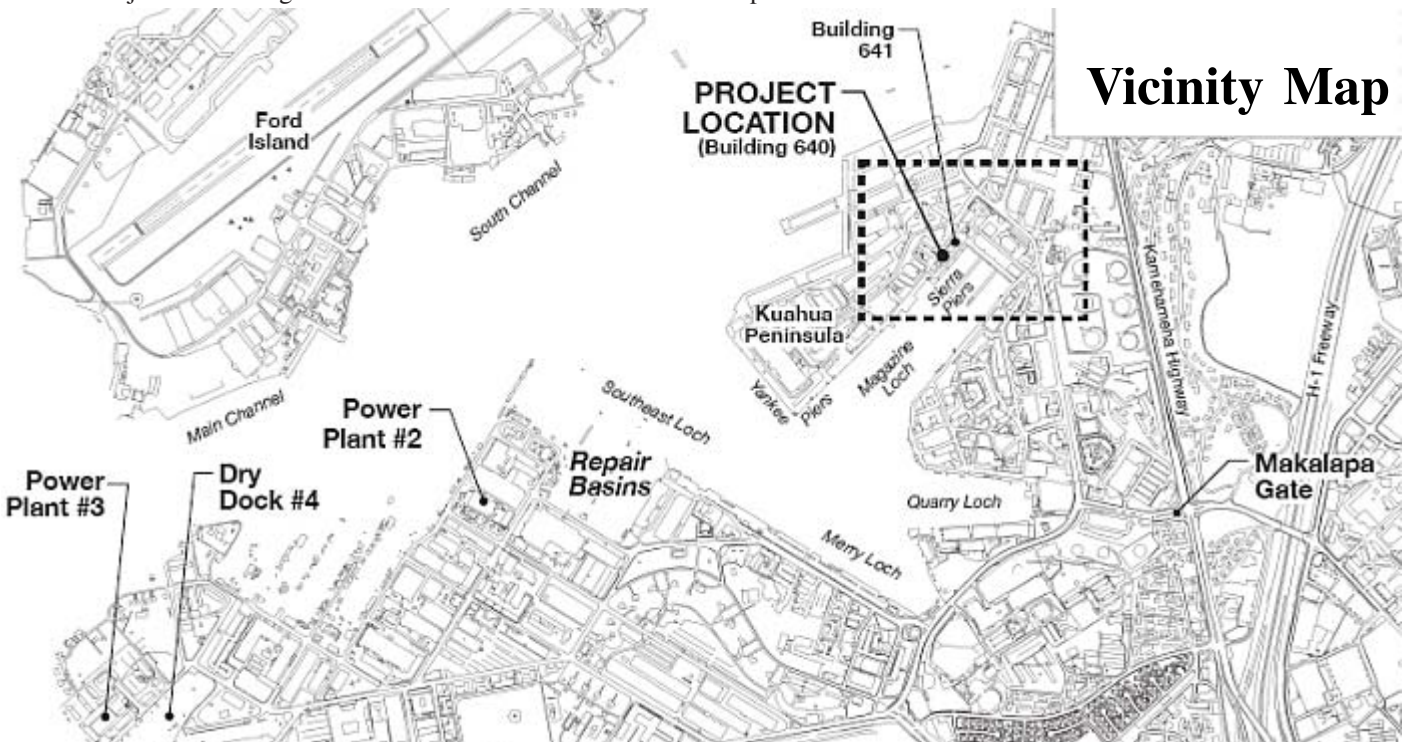
**Consultant:** Belt Collins, Hawai'i  
2153 N King St., Ste. 200, Honolulu, HI 96819  
Contact: Arlette Meader (521-5361)

Naval Facilities Engineering Command (NAVFAC) Hawai'i proposes to construct a new low pressure compressed air plant of 4,346 square feet (404 square meters) at the present location of Building 640 at Naval Station Pearl Harbor, Hawai'i. The project would include demolition of Building 640, which would be replaced with a new facility consisting of a pre-engineered metal building incorporating architectural features and color consistent with the adjacent Building 641. Alternatives evaluated included

(1) demolishing Building 640 and extending Building 641, the existing high pressure compressed air plant, over the present location of Building 640 to provide a new low pressure compressed air plant, and (2) no action.

The Proposed Action would have an adverse effect on Building 640 due to the demolition of a structure deemed eligible for listing in the National Register of Historic Places. The Navy has complied with Sections 106 and 110(f) of the National Historic Preservation Act by consulting with the Advisory Council on Historic Preservation, the State Historic Preservation Officer, the National Park Service, the Historic Hawai'i Foundation, and the National Trust for Historic Preservation to develop measures that minimize and mitigate the adverse effects. The Navy has executed a Memorandum of Agreement (MOA) with the State Historic Preservation Officer that stipulates ways to minimize and mitigate the adverse effect on historic properties. The Proposed Action would not result in significant impacts on other resource areas. NAVFAC Hawai'i has determined that the Proposed Action would not have reasonably foreseeable direct or indirect effects on coastal use or resources within the State's coastal zone.

Based on information gathered during preparation of the EA, the Navy finds that the Proposed Action will not significantly impact human health or the environment.



# Statewide Notices

APRIL 8, 2006

## Hawai'i Army National Guard Integrated Cultural Resources Management Plan (HRS 343 DEA) Joint NEPA

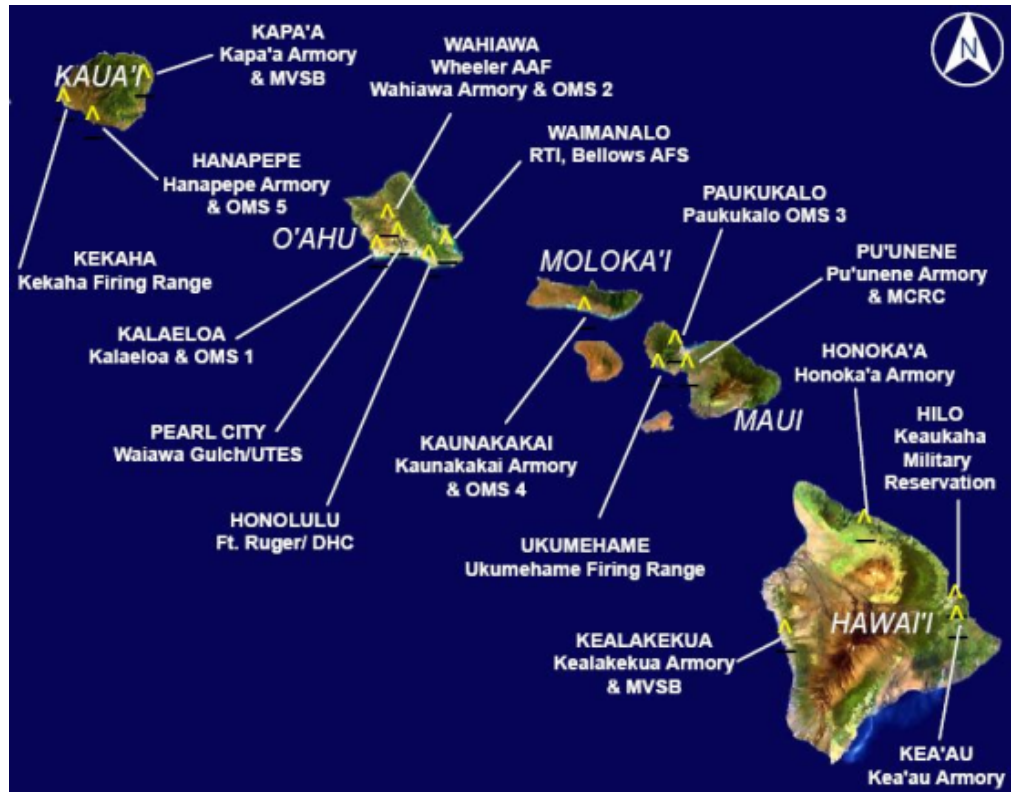
**District:** Hawai'i, Kaua'i, Maui, Moloka'i & O'ahu  
**TMK:** Statewide  
**Proposing Agency:** Hawai'i Army National Guard  
3949 Diamond Head Rd., Honolulu, HI 96816  
Contact Karl Buermeyer (733-4359)

**Determination Agency:** Same as above.  
**Public Comment Deadline:** May 8, 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 106 of the National Historic Preservation Act of 1966, NEPA, Chapter 6E, HRS.

lection needs, and offers strategies based on these needs. It provides methods for tracking and monitoring the conditions of the installation's resources over a five-year period. The ICRMP assures compliance by establishing a framework for consultation between the HIARNG, the National Guard Bureau (NGB), the Native Hawaiian community, the Office of Hawaiian Affairs (OHA), the State Historic Preservation Officer (SHPO), the Advisory Council on Historic Preservation (ACHP), other branches of the Department of Defense (DoD), and the public. The ICRMP integrates cultural resources management with current mission activities. The ICRMP is the commander's decision document for cultural resources compliance and management and identifies potential conflicts between the installation's mission and protection of its resources, and documents how those conflicts may be resolved to maintain the use of land for mission purposes. To obtain copies of the ICRMP and EA, please contact Karl Buermeyer, NEPA Administrator of the HIARNG Environmental Office, at 3949 Diamond Head Road, Honolulu, Hawai'i, 96816-4495. The phone number is 733-4359. The document is also available at the regional public libraries on the islands of Hawai'i, Kaua'i, Maui, Moloka'i, and O'ahu.

The Hawai'i Army National Guard's Integrated Cultural Resources Management Plan (ICRMP) is a five-year plan that presents management protocols and formalizes standard operating procedures (SOPs) for the fiscal years 2006-2010 (FY06 through FY10), and is required by Army Regulation 200-4 (AR 200-4) *Cultural Resources* and Department of Defense Instruction 4751.3 (DoDI 4751.3). These protocols and SOPs support the training mission by assuring compliance with State and Federal cultural resources and historic sites regulations for properties under the control of the Hawai'i Army National Guard (HIARNG). These resources include archaeological sites, Native Hawaiian Traditional Cultural Properties (TCPs) and sacred sites, objects of cultural and historical significance, and structures of historical and architectural significance. This ICRMP offers facility specific protocols to identify, evaluate, preserve, maintain, and protect the HIARNG's cultural resources and historic properties. It identifies research and data col-



Multiple Locations statewide



## Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. This public notice is being provided in accordance with section 306(d) (14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lana'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804 or, fax comments to the Hawai'i CZM Program at 587-2899.

### (1) Pu'uloa Lagoon Day-Use Cabanas and Community Center Deck, Iroquois Point, O'ahu

**Applicant:** Ford Island Housing LLC  
**Agent:** Eric Guinther, Aecos, Inc., 234-7770  
**Federal Action:** Federal Permit  
**Federal Agency:** U.S. Army Corps of Engineers  
**Location:** Pu'uloa Lagoon, Iroquois Point, Oahu  
**TMK:** (1)9-1-1: 1  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

Construct fifteen over-water day-use cabanas on individual piers, extending approximately 30-feet out into Pu'uloa Lagoon from the shore, and distributed evenly around the lagoon. Also proposed is a deck projecting out over the water from the community center and supported on pilings. The proposed structures are part of the Iroquois Point Housing community enhancements project.

**Comments Due:** April 21, 2006

### (2) Federal Funding for Paihi Bridge Replacement, Hana Highway, Maui

**Applicant:** County of Maui Department of Public Works and Waste Management  
**Agent:** Wilson Okamoto Corporation; Laura Mau, 234-7770  
**Federal Action:** Federal Assistance  
**Federal Agency:** Federal Highway Administration  
**Location:** Hana Highway at Paihi Gulch, 6.5 miles south of Hana Town, Maui  
**TMK:** (2) 1-5-8: 6; 1-5-10: 1, 2  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

The Maui Department of Public Works and Waste Management is proposing to use federal funds from the Federal Highway Administration to replace the existing Paihi Bridge with a new bridge of similar design, retaining the 16-foot wide (railing to

railing) single-lane width. A new bridge is needed because the existing bridge is functionally and structurally deficient. To accommodate vehicular traffic during construction of the new bridge a temporary single-lane steel-panel bridge will be installed makai of the existing bridge.

**Comments Due:** April 21, 2006



### (3) Pila'a Restoration Work, Kilauea, Kaua'i

**Applicant:** Pila'a 400 LLC  
**Agent:** Leland Y.S. Lee, Belt Collins Hawai'i, 521-5361  
**Federal Action:** Federal Permit  
**Federal Agency:** U.S. Army Corps of Engineers  
**Location:** Pila'a, Kilauea, Kaua'i  
**TMK:** (4) 5-1-4: 8  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:**

The proposed project involves restoration work on the privately owned Pila'a property, bounded on the north by the Pacific Ocean, on the south by Kuhio Highway and Ko'olau Road, and on the east and west by agricultural lands. The project is mandated by a Consent Decree to restore gulches and streams in the area to a more natural state. Restoration work is proposed to occur within three separate areas on the property. (1) "Gulch 2" restoration area work consists of grading, streambed reconstruction, and re-vegetation in the upper and lower segments. The existing culvert, road and wall will be removed as part of restoration activities. (2) "Ponds and Gulch 3" restoration area work consists of grading, construction and re-vegetation. Two ponds will be modified to allow continuous stream flow and three ponds will be eliminated and replaced with a new rock lined streambed. (3) "Lake 1" restoration area work consists of grading, construction and re-vegetation to create a new streambed and restore stream flow.

**Comments Due:** April 21, 2006

# Coastal Zone News

APRIL 8, 2006

## 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).

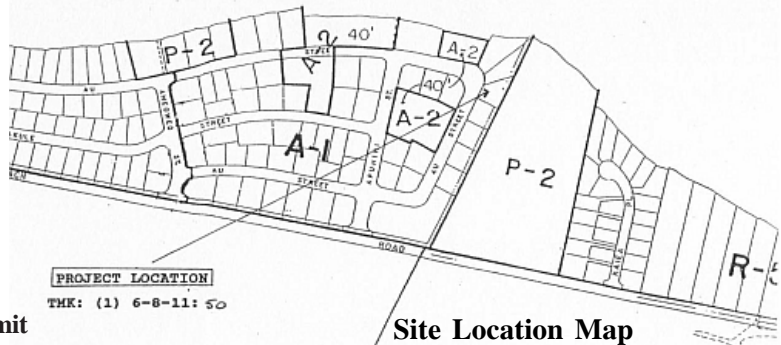
SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: Maunaloa (3-9-12:2 and 4)	Constructs new generator on concrete pad and 6-foot chain link fence and gate with barbed wire (2006/SMA-10)	Verizon Wireless /Cascada P.M., LLC (Charles Fortner)
Honolulu: Kahalu'u (4-8-9-6)	Utility installation (2006/SMA-3)	VoiceStream PCS II Corp. (dba T-Mobile) / Kusao & Kurahashi, Inc.
Honolulu: Makaha (8-4-11-15-18)	Keaulana Surf Shop (Makaha Marketplace) interior renovation, new storefront & roll-up door (2006/SMA-16)	Makaha Ocean Production LLC (Kazuhisa Uemura)
Hawaii: Puna (1-4-068:046)	After-the-Fact Landscaping, Clearing, Grubbing and Filling of Lot (SMM 06-25)	Harley and Magdalene Phillips
Maui: Kihei (2-1-25-33)	Swimming pool & spa (SM2 20060023)	Bender, Dale
Maui: Kahului (3-8-7-1)	Demo of misc. structures & slab (SM2 20060024)	Maui Nui Botanical Gardens
Maui: Lahaina (4-4-1-42)	Hale Kai Apartment renovations (SM2 20060025)	Valley Isle Builders, Inc.
Maui: Kahului (3-8-1-19)	Modular trailer (SM2 20060026)	Reinhardt, Kahea
Maui: Kihei (3-9-4-105)	Palm tree landscaping (SM2 20060027)	Gregory, Robert
Maui: Haiku (2-7-4-6)	Grubbing permit (SM2 20060028)	Grandy, George
Maui: Lahaina (4-6-28-6)	Remove & replace dormer (SM2 20060029)	Lokelani Construction Co., Ltd.
Maui: Lahaina (4-4-14-5)	Temporary gravel parking (SM2 20060030)	SVO Pacific, Inc.
Maui: Kihei (3-9-20-20 & 27)	Temporary sales trailer (SM2 20060031)	Ke Ali'i Villas, LLC

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

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

### North Shore Villas

**District:** Wai'alu  
**TMK:** (1) 6-8-11:50  
**Applicant:** Robert A Paranhos Lopes  
**Approving Agency:** Dept. of Planning & Permitting  
**Consultant:** May Hung  
**Location:** 68105 Au Street, Wai'alu, O'ahu  
**Status:** Special Management Area Use Permit  
**Proposal:**



The proposed action involves the construction of four (4) single-family dwellings on a vacant lot located at 68-105 Au Street in Wai'alu, O'ahu. A wastewater treatment plant and soil absorption system will be installed on-site to serve the four-dwellings. The 10,567 square-foot property is zoned A-1 Low Density Apartment District and is located in the Special Management Area. The proposed project requires approval of a special management area use permit, park dedication, and building permits.

### Peck-Kaiwiki Single-Family Residence TMK Correction

The TMK for this project was incorrectly indicated in the March 8, 2006 *Environmental Notice*, it should have been (3) 2-6-011:031 and not (1) 2-6-011:031. We apologize for any inconvenience.



# Conservation District Notices

APRIL 8, 2006

## Conservation 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 Michael Cain at 587-0048 or Kimberly Mills at 587-0382.

### (1) Killeen Family Trust Consolidation and Re-subdivision

**File No.:** CDUA-HA-3302  
**Applicant:** Killeen Family Trust  
**Location:** Ka'ohē, South Kona, Hawai'i  
**TMK:** (3) 8-7-019:034-037

#### Proposed Action:

Consolidate four lots and re-subdivide into three lots within the limited sub-zone of the Conservation District. There is an existing home on Lot 325. The three other lots are vacant. Please see the photograph of subject property from Ka'ohē Road looking southwest. The proposed action is not requesting permission for any activity on the subject property. Once the lots are created, and should the applicants decide to request permission to construct a home within the Conservation District, another CDUA would be submitted at that time for that proposed use.

**343, HRS Determination:** Exempt

**Contact:** Gregory Mooers (880-7445)

### (2) Gamble After-the-Fact Rock Wall

**File No.:** CDUA HA-3299  
**Applicant:** John & Michelle Gamble  
**Location:** Honomu, South Hilo, Hawai'i  
**TMK:** (3) 2-8-013:038

#### Proposed Action:

Parcel is 3.4 acres with dual zoning split between agriculture and conservation. All of the improvements with the exception of the rock wall have taken place within the agriculture portion of the property. The entire rock wall is approximately 2 feet high, 1.25 feet wide and 770 feet long. The wall runs along the ocean side of the parcel from the northern corner to the southern corner of the parcel. The wall is set back from the edge of a steep cliff and is approximately 100 feet above the shoreline.

**343, HRS Determination:** Exempt

**Contact:** Michelle Gamble (963-6076)

### (3) Pang Family Trust Legalize Encroachment

**File No.:** CDUA OA-3301  
**Applicant:** Tita C. Pang Trust  
**Location:** Kane'ohē, Ko'olaupoko, O'ahu  
**TMK:** (1) 4-7-019:073

#### Proposed Action:

Legalize an area off the subject parcel known as Easement E-9. A rock wall bounds the encroachment on the makai sides. The total square footage, including the rock wall, is 1106 square feet. The encroachment was subsequently filled with soil to render its surface even with the subject parcel. The rock wall and filled area were constructed at an unspecified date, believed to be in the mid-1960s.

**343, HRS Determination:** Exempt

**Contact:** Galen Leong (529-0400)

### (4) Duke Kahanamoku Lagoon Restoration

**File No.:** CDUA OA-3297  
**Applicant:** Hilton Hawaiian Village  
**Location:** Waikiki, O'ahu  
**TMK:** (1) 2-3-037:021

#### Proposed Action:

Reducing the volume of water of the existing lagoon by 50% and sealing the anaerobic sediment on the bottom of the lagoon with an impermeable geo-textile fabric and covering it with 15,000-20,000 cubic yards of sand imported from Mokule'ia, O'ahu. Water intake, drainage and circulation improvements, landscaping, beach restoration, public walkways and scenic amenities are also proposed which may take place both within and adjacent to the Conservation District. Associated improvements outside of the Conservation District include stabilization of the existing shoreline berm with buried riprap, pump house replacement and linkage of the circulation system to seven salt-water supply wells.

**343, HRS Determination:** FONSI published December 23, 2005 in the OEQC *Environmental Notice*

**Contact:** Perry White (550-4483)

# Pollution Control Permit Applications

APRIL 8, 2006

## 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; **NSP** - Noncovered Source Permit; **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

Permit Type	Applicant & Permit No.	Project Location	Pertinent Date	Proposed Use
T-CSP	Pineridge Farms, Inc. CSP 0613-01-CT	Initial Location: 87-1650 Paakea Road, Wai'anae, O'ahu	Issued: 3/9/06	One (1) 280 TPH Portable Rock Crushing Plant with One (1) 335 hp Diesel Engine
CSP	Grace Pacific Corp CSP 0258-01-C	Honokohau Quarry, Kona, Hawai'i	Comments Due: 4/24/06	325 TPH Asphalt Concrete Plant
T-CSP	Isemoto Contracting Co., Ltd. CSP 0515-01-CT (Modification)	Initial Location: Maniniowali, North Kona, Hawai'i	Issued: 3/20/06	465 TPH Temporary Stone Crushing and Processing Plant with 317 kW or 750 bhp Diesel Engine
T-CSP	West Hawai'i Concrete CSP 0355-02-CT (Significant Modification)	Waimea Quarry, Kamuela, Hawai'i	Issued: 3/23/06	Stone Processing Plants
NSP	Monsanto Company NSP 0468-01-N (Modification)	2111 Piilani Highway, Kihei, Maui	Issued: 3/23/06	Grain Processing Facility
NSP	Harvest Linen Services Hawai'i NSP 0618-01-N	135 Kupuohi Street, Lahaina, Maui	Issued: 3/24/06	One (1) 250 HP Boiler
NSP	Lana'i Oil Company NSP 0051-01-N (Renewal)	Kaumalapau Harbor, Lana'i	Issued: 3/24/06	Internal Floating Roof Petroleum Storage Tank No. 6

### LUC Petition

The Land Use Commission has received a Petition for Land Use District Boundary Amendment (Petition) from Kapolei Property Development, LLC. Please feel free to contact Bert Saruwatari at 587-3822 for more information.



## 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-341	3/29/06	Lot A-2, Makena Beach Lots, land situated at Palealea, Honua'ula, Makawao, Island of Maui Address: None/Makena Road Purpose: Determine Setback	Tanaka Engineers, Inc./ James Schloemer	2-1-11:28
OA-1080	3/29/06	Lot 5-B, Grant 8181, land situated at Pupukeya, Ko'olauloa, Island of O'ahu Address: 59-615/59-615A Ke-Iki Rd. Purpose: Building Permit	A.F.M. Corp/ Richard Leibon	5-9-03:26
OA-1081	3/29/06	Lots 239 and 240 of Land Court Application 1052 (Map 6), land situated at Makaha, Wai'anae, Island of O'ahu Address: 84-1105 Farrington Hwy Purpose: Determine Setback	Leaps & Boundaries, Inc./ KIDS, LLC	8-4-03:01 & 02
OA-1082	3/29/06	Land Commission Award 5853, Apana 3, land situated at Hale'aha, Ko'olauloa, Island of O'ahu Address: 53-529 Kam Highway Purpose: Renovate Houses	Stephen and Orpha Beirne	5-3-06:26
HA-319	3/29/06	Lot 1 of Land Court Application 1596 (Map 1), land situated at Kahului 1 <sup>st</sup> , North Kona, Island of Hawai'i Address: 75-5956 Ali'i Drive Purpose: Building Permit	Wes Thomas Assoc/ Dr. Glen Goodman	7-5-19:20
HA-127-2	3/29/06	Lot 20 of the Kahalu'u Beach Lots, land situated at Kahalu'u, North Kona, Island of Hawai'i Address: 78-6634 Ali'i Drive Purpose: Determine Setback	Wes Thomas Assoc/ Richard Applebaum	7-8-14:77
MA-237-2	3/29/06	Lot 463-A of Land Court Application 1804, land situated at Honua'ula, Makawao, Island of Maui Address: 3850 Wailea Alanui Avenue Purpose: Planning use of property	Warren S. Unemori Engineering, Inc./ CNL Grand Wailea Resort, LP	2-1-08:109
OA-1083	3/29/06	Lot 67-C of the Pupukeya Beach Lots, land situated at Pupukeya, Paumalu, Island of O'ahu Address: 59-243 Ke-Nui Road Purpose: Planning New Home	DJNS Surveying and Mapping, Inc./Jack Johnson	5-9-19:34
HA-214-2	3/29/06	Land Commission Award 8455-H, Apana 2, land situated at Kanakau 1 and 2, South Kona, Island of Hawai'i Address: None Assigned Purpose: Building Permit	Wes Thomas Assoc/ George Beard	8-1-04:19
MA-121-2	3/29/06	Lot 49, Land Court Application 1744 (Map 12), land situated at Hanakao'o, Lahaina, Island of Maui Address: 2421 Ka'anapali Parkway Purpose: Determine Setback	Tanaka Engineers, Inc./ The Whaler at Ka'anapali Beach	4-4-08:02
MA-342	3/29/06	Lot 1-A, Pu'unoa Subdivision No.2, land situated at Lahaina, Island of Maui Address: 991 Front Street Purpose: Determine Setback	Valera, Inc./ Michael Smith	4-5-02:01
MA-158-5	3/29/06	Lot 66 of Land Court Application 1744, land situated at Hanakao'o, Lahaina, Island of Maui Address: 200 Nohea Kai Drive Purpose: Planning Future Use of Parcel	Warren S. Unemori Engineering, Inc./ HMC Maui, LLC	4-4-13:08
KA-196	3/13/06	Lot 56 of Land Court Application 1160, land situated at Hanalei, Island of Kaua'i Address: 4896 Weke Road Purpose: Building Permit	Esaki Surveying & Mapping, Inc./ John C. Hodge - Owner's name corrected	5-5-01:11
MA-052-3	3/13/06	Lot 217 of Land Court Application 1804 (Map 31), land situated at Pa'ehu, Honua'ula, Makawao, Island of Maui Address: 3550 Wailea Alanui Road Purpose: Determine Setback	R. M. Towill Corp/ Wailea Hotel & Beach Resort, LLC - Address corrected	2-1-08:67

# Federal Notices

APRIL 8, 2006

## (A) Data Available; Comments Sought By EPA

On May 10, 2000, EPA published a proposed Ground Water Rule (GWR) under the Safe Drinking Water Act in the Federal Register. The purpose of the proposed rule is to provide for increased protection against microbial pathogens in public water systems that use ground water sources. In the proposed rule, EPA presented 16 occurrence studies. Since the rule was proposed, new data have become available that further delineate pathogen and fecal indicator occurrence in groundwater. The purpose of this notice of data availability is to present additional occurrence studies that the Agency may use in performing its economic analysis of the final GWR, and to solicit comment on those additional studies and on whether EPA should consider any additional ground water microbial occurrence data not mentioned in the proposed rule or in this notice. Submit comments (which must be received on or before April 26, 2006), and identified by Docket ID No. EPA-HQ-OW-2002-0061 to: Water Docket, Environmental Protection Agency, Mailcode: 4101T, 1200 Pennsylvania Ave., N.W., Washington, DC 20460. For more information, contact Crystal Rodgers, Standards and Risk Management Division, Office of Ground Water and Drinking Water (MC 4607M), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 564-5275; e-mail address: Rodgers.Crystal@epa.gov (see, 71 F.R. 15105, March 27, 2006).

## (B) Comments Sought On Consent Decree Lodged In United States District Court For The District Of Hawai'i, Civil Action No. 06-00140 SPK BMK

Notice is hereby given that on March 9, 2006, a consent decree in *United States v. James H. Pflueger, et alia*, Civil Action No. 06-00140 SPK BMK, was lodged with the United States District Court for the District of Hawai'i. The complaint, filed concurrently with lodging of the consent decree, was brought on behalf of the Environmental Protection Agency ("EPA") and the State of Hawai'i, Department of Health, under Sections 309 and 504 of the Clean Water Act ("CWA"), 33 U.S.C. 1319 & 1364, Section 13 of the Rivers & Harbors Act of 1899 ("R&HA"), 33 U.S.C. 407, and State law. The complaint alleges that defendants James H. Pflueger, Pflueger Properties, and Pilaa 400 LLC illegally discharged storm water associated with their construction activities on the Island of Kaua'i, Hawai'i, and seeks civil penalties and injunctive relief. The federal claims in the proposed complaint also include a claim for injunctive relief under R&HA Section 13, 33 U.S.C. 407, to address sediment discharges from defendants' property, and claims for civil penalties and injunctive relief for defendants' placement of un-permitted fill in stream courses on their property, in violation of CWA Section 404. Finally, the complaint includes state

claims for violations of state storm water and water quality regulations. The consent decree requires defendants to pay a \$2 million civil penalty and to perform a Supplemental Environmental Project designed to reduce the inflow of pollution to receiving waters and improve water quality, at an estimated cost of \$200,000. Finally, the decree requires defendants to complete measures necessary to abate further discharges of pollution and to repair the damage done to waterways on their property. The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the consent decrees. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. James H. Pflueger, et al.*, D.J. Ref. No. 90-5-1-1-07871. During the public comment period, the consent decrees may be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. Copies of the consent decrees may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, or by faxing or emailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy, please enclose a check in the amount of \$14.75 (25 cents per page reproduction cost) payable to the U.S. Treasury, for a copy of the consent decree without attachments. Requesters who desire copies of the attachments (which include oversize and color materials) should call to make separate arrangements for reproduction, which will be charged at the cost for outside commercial copying (see, 71 F.R. 14546, March 22, 2006).



## (C) Emergency Action Temporary Rule Closing Hawai'i Shallow-Set Long Line Fishery

The National Marine Fisheries Service (NMFS) announced an emergency rule, effective March 20, 2006 until September 18, 2006, that removes the delay in effectiveness for closing the Hawai'i-based shallow-set long line fishery as a result of interaction limits for sea turtles. The intended effect of the emergency action is to afford enhanced protection for sea turtles via timely closure of the fishery. Comments, identified by "AU41", must be received no later than 5:00 P.M., Hawaiian Standard Time on April 19, 2006. Submit comments as indicated above to William L. Robinson, Administrator, Pacific Islands Region (PIR), NMFS, 1601 Kapi'olani Blvd. 1110, Honolulu, HI 96814 (71 F.R. 14416, March 22, 2006).



APRIL 8, 2006

## **(D) Temporary Closure Of The Shallow-Set Pelagic Long Line Fishery North Of The Equator For Vessels Registered Under The Hawai'i Long Line Limited Access Program**

The National Marine Fisheries Service (NMFS) is closing the shallow-set pelagic long line fishery north of the equator for all vessels registered under the Hawai'i long line limited access program. This action is necessary to comply with regulations that govern the pelagic fisheries of the western Pacific region that establish maximum annual limits on the numbers of interactions that occur between long line fishing gear and sea turtles. The 2006 annual limit on physical interactions between long line fishing and sea turtles has been reached, so the fishery must be closed for the remainder of the calendar year. The closure is effective 07:09 A.M. (0709 hrs) Hawai'i Standard Time (HST) on March 20, 2006, through 11:59 P.M. (2359 hrs) HST on December 31, 2006. For details, contact Robert Harman, NMFS at (808) 944-2271 (see, 71 F.R. 14824, March 24, 2006).



# Environmental Announcements

## **The Hawai'i Department of Health (HDOH)**

### **Public Comment on a Proposed Remedy for Soil and Groundwater Contamination on a Portion of the Former Waipahu Sugar Mill, Waipahu, O'ahu**

Sugar Mill Glen, LLC, owner of a 15.3-acre parcel that was part of the former Waipahu Sugar Mill (TMK 1-9-4-161:5), is proposing to construct industrial condominiums and commercial buildings at the site. Portions of the property are known to be affected by the halogenated volatile organic compound trichloroethylene, and diesel fuel, which Sugar Mill Glen has proposed to address. As part of the HDOH Voluntary Response Program and in accordance with regulations set forth by HDOH, Sugar Mill Glen has proposed remedial actions designed to protect human health and the environment.

The proposed remedial action is described in a Draft Response Action Memorandum for the site. Copies of the Draft Response Action Memorandum, a fact sheet, and additional information on the site are available for review at the Waipahu Public Library, 94-275 Mokuola Street, Waipahu (through May 5, 2006), or at the Hawai'i Department of Health (see address below). To receive a short fact sheet, or ask questions, please call John Peard at 586-4249 or e-mail him at [john.peard@doh.hawaii.gov](mailto:john.peard@doh.hawaii.gov).

Written comments regarding the proposed remediation at the site will be accepted through May 5, 2006, and should be sent by e-mail to [john.peard@doh.hawaii.gov](mailto:john.peard@doh.hawaii.gov), or by mail to:

John Peard, Project Manager,  
Hawai'i Department of Health – HEER Office  
919 Ala Moana Boulevard, Room 206  
Honolulu, Hawai'i 96814



# Environmental Council Notices

## **April 12, 2006, 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, April 12, 2006, 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 [ehs001oeqc@doh.hawaii.gov](mailto:ehs001oeqc@doh.hawaii.gov). 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).