

The Environmental Notice

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

OCTOBER 23, 2006



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The Environmental Notice
Reviews the environmental impacts of
projects proposed in Hawai'i

Other Resources available online:

- *Hawai'i's Environmental Process Guidebook*
- *Environmental Assessments in Adobe Acrobat PDF Format*
- *Environmental Council Annual Reports*

Moloka'i/Lana'i: 1-800-468-4644
ext. 64185
Kaua'i: 274-3141 ext. 64185
Maui: 984-2400 ext. 64185
Hawai'i: 974-4000 ext. 64185

Waikoloa Highlands

Waikoloa Mauka, LLC proposes to subdivide and construct infrastructure improvements for a new 744.40-acre property in the South Kohala District, Island of Hawai'i. The property is located southeast of Waikoloa Village, an existing residential and commercial area. The proposed subdivision will create approximately 398 low-density, rural residential lots, each a minimum of one-acre in size. The project will also construct roadways within the subdivision and provide water and electrical service to the property. Existing water courses through the subdivision will mostly remain unchanged. Increases in surface runoff due to increased impervious areas will be addressed on-site through detention basins and drywells.

In order to create this rural subdivision, the landowner is seeking a State Land Use District Boundary Amendment, from the Agricultural District to the Rural District for 731.581 acres of the project area. This Environmental Impact Statement ("EIS") is prepared in support of the Land Use District Boundary Amendment petition submitted by the applicant to the Land Use Commission.

A range of alternatives were considered prior to selecting the proposed action. To mitigate impact to infrastructure and public services the owner is pursuing actions to mitigate potential actions through contribution of facilities, land or money. Final determination is pending. See page 6 for more information.

Makaiwa Hills Development

Makaiwa Hills, LLC, a joint venture between Kapolei Property Development, LLC and Monarch at Kapolei, LLC, proposes to develop Makaiwa Hills, a 1781-acre project mauka of the City of Kapolei, between Makakilo and Waimanalo Gulch. Makaiwa Hills will be a residential community, with supporting commercial, infrastructure, educational, recreational and open space land uses. The project requires a zoning change from agricultural (Ag-1 and Ag-2) to a variety of residential and commercial designations consistent with the 'Ewa Development Plan. The property was urbanized at the Land Use Commission in 1993 for development of up to 4,100 residential units. See page 5.

New and Improved OEQC Internet Library Site

Good news! If you've been going to our ftp site to find copies of final EAs and EISs, we have now eliminated the need to enter a user name and password. It is now an internet site, accessible to all. Here is the new address: <http://oeqc.doh.hawaii.gov> or you can enter through the OEQC Environmental Notice website at <http://www.state.hi.us/health/oeqc/notice/index.html>. To find documents see the search hint on page 13.

Documents currently submitted in pdf format to OEQC will be placed on the website during the publication month. If a document is not submitted in pdf format it will be sent out for scanning into pdf at the end of the year. It will then be made available on the document library website by the middle of the following year. You can access the library at any time when looking for that elusive document or just looking for samples. If you are unsuccessful and still need help, call OEQC.

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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 the this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISPN to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The public (including an applicant) has 60 days from the first notice of an EISPN in this periodic bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

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

Final Environmental Impact Statement

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

Acceptability

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

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. It 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).

O'ahu Notices

OCTOBER 23, 2006

Fort Barrette Road Widening (HRS 343 FEA-FONSI)

District: 'Ewa
TMK: Fort Barrette Road Right-of-Way within or adjacent to the following TMK; (1) 9-1-016, 059, 068, 106 & 120

Proposing Agency: Dept of Transportation, Highways Division
601 Kamokila Blvd., Rm 609, Kapolei, HI 96707
Contact: Ms. Li Nah Okita (692-7581)

Determination

Agency: Same as above.

Consultant: Parsons Brinckerhoff Quade & Douglas, Inc.
1001 Bishop St., Ste. 2400, Honolulu, HI 96813
Contact: Perry Small (566-2250)

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

Permits

Required: Street Usage Permit; Grubbing, Grading, Excavation & Stockpiling Permit; Noise Permit; and others

project would also improve degraded conditions at the OR&L railroad crossing by replacing tracks and ties in the historic OR&L Right-of-Way (ROW). The work is anticipated to result in a "net benefit" to this historic property; nevertheless, the FHWA is likely to render an "adverse effect" determination under Section 106 of the National Historic Preservation Act (NHPA), because of the replacement of the railroad components.

The State of Hawai'i Department of Transportation (HDOT), in cooperation with the Federal Highway Administration (FHWA), proposes to widen Fort Barrette Road from a two lane undivided roadway to a four-lane divided roadway with a raised median. In conjunction with the widening, HDOT also proposes to rehabilitate the O'ahu Railway & Land (OR&L) railroad crossing and install a crossing gate.

HDOT proposes the widening because the existing road does not provide enough capacity to accommodate existing and anticipated future traffic demand. The project is consistent with existing government plans and policies to develop the necessary roadway infrastructure for Kapolei, O'ahu's second city.

Proposed improvements include bike lanes, sidewalks, curb and gutters, utilities, lighting, traffic signals, and intersection improvements. A closed drainage system is proposed for the northern part of the roadway to avoid contamination of a potable aquifer and retain roadway runoff within the ROW. Roadway design would also utilize a specialized, underground storm water detention and infiltration system, where feasible.

Project planning involved consultation with cultural experts, as a result of which HDOT believes the project, would not adversely affect Pu'u Kapolei. The



Project Location

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Makaiwa Hills (HRS 343 EISPN)

District: 'Ewa
TMK: (1) 9-1-15:17 & por. 5; 9-2-3: por. 2 & 5 & 84
Applicant: Makaiwa Hills, LLC
 1001 Kamokila Blvd., Ste. 250, Kapolei, HI 96707
 Contact: Steve Kelly (674-3289)

Accepting Authority: C & C, Department of Planning & Permitting
 650 S King St., 7th Flr., Honolulu, HI 96813
 Contact: Eugene Takahashi (527-6022)

Consultant: Group 70 International
 925 Bethel St., 5th Flr., Honolulu, HI 96813
 Contact: Jeffrey Overton (523-5866)

Status: Environmental Impact Statement Preparation Notice, pending 30-day public comment. Address comments to the applicant with copies to the accepting authority, consultant and OEQC.

Public Comment Deadline: November 22, 2006

Permits Required: Change in Zone, NPDES, Grading, Building

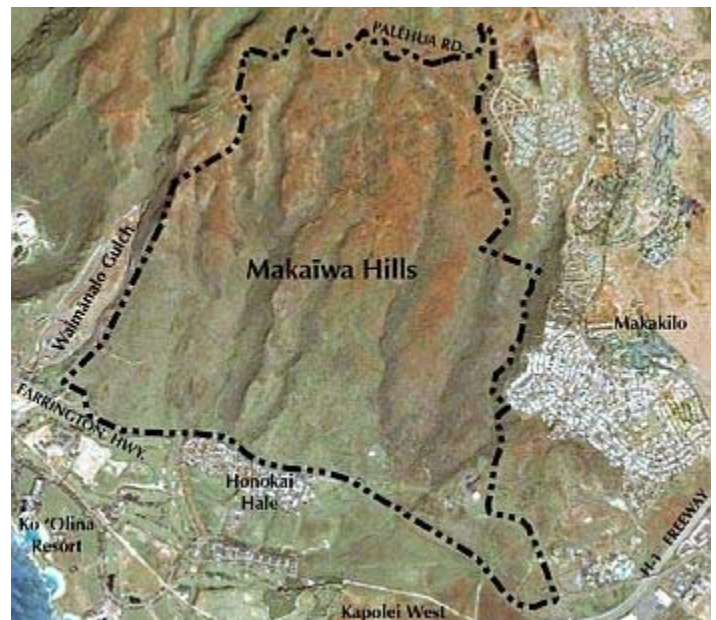
Makaiwa Hills will provide opportunities for short and long-term employment. The project is an important component of the Kapolei Area Long Range Master Plan and will create approximately 1,100 of the 40,000 new jobs expected in the Kapolei area in the next 20 years.

The project will provide uses to serve the community, including land for an elementary school. Internal streets will link residential areas while collector roads will access the H-1 Freeway at the Kapolei Interchange Complex and Farrington Highway at a new mauka-makai access point between Kalaeloa Boulevard and Honokai Hale. Access from Makakilo is proposed with the extension of Nohona Street. Other necessary utilities and infrastructure will be constructed. The Makaiwa Hills project will be developed in phases, with completion estimated by 2020.



Makaiwa Hills, LLC, a joint venture between Kapolei Property Development, LLC and Monarch at Kapolei, LLC, proposes to develop Makaiwa Hills, a 1781-acre project mauka of the City of Kapolei, between Makakilo and Waimanalo Gulch. Makaiwa Hills will be a residential community, with supporting commercial, infrastructure, educational, recreational and open space land uses. The project requires a zoning change from agricultural (Ag-1 and Ag-2) to a variety of residential and commercial designations consistent with the 'Ewa Development Plan. The property was urbanized at the Land Use Commission in 1993 for development of up to 4,100 residential units.

The project includes approximately 4,100 units of varying product types serving low and medium-density residential, apartment and mixed-use markets with affordable housing developed on-site. The plan establishes denser homes and commercial areas at lower elevations, with a gradual increase in residential lot sizes at higher elevations. Integrated uses, including 60 acres of mixed-use areas, a community commercial center and retail in a Town Center, are important components of the community. The project's land plan integrates natural features of the site, including slopes, gulches and large contiguous open space areas. Over 50% of the project area is planned for open space and recreational uses.



Project area Map

Hawai'i Notices

OCTOBER 23, 2006

Waikoloa Highlands (HRS 343 DEIS)

District: South Kohala
TMK: (3) 6-8-002:016 (por.)
Applicant: Waikoloa Mauka, LLC.
120 Aspen Oak Lane, Glendale, CA 91207
Contact: Kevin Kellow (310-451-3700)

Accepting Authority: State Land Use Commission
P.O. Box 2359, Honolulu, HI 96813
Contact: Anthony Ching (587-3822)

Consultant: R.M. Towill Corporation, Attn: Chester Koga
420 Waiakamilo Rd., Ste. 411, Honolulu, HI 96817
Contact: Chester Koga (842-1133)

Public Comment
Deadline: December 7, 2006
Status: Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the applicant with copies to the accepting authority, consultant and OEQC.

Permits Required: State Land Use Boundary Amendment (Agriculture to Rural), Subdivision Approval, Utility Plan Approval

The applicant proposes to subdivide and construct infrastructure improvements for a new 744.40-acre property in the South Kohala District, Island of Hawai'i. The property is located southeast of Waikoloa Village, an existing residential and commercial area. The proposed subdivision will create approximately 398 low-density, rural residential lots, each a minimum of one-acre in size. The project will also construct roadways within the subdivision and provide water and electrical service to the property. Existing water courses through the subdivision will mostly remain unchanged. Increases in surface runoff due to increased impervious areas will be addressed on-site through detention basins and drywells.

Access to the subdivision will be from two points along Waikoloa Road. An internal road will connect the two access points, and connect to smaller collector roads and cul-de-sacs within the subdivision. All roads will be designed to applicable County standards. The proposed residential lots are oriented in relation to site topography, the open space element and views to the mountains and shoreline.

The purpose of the proposed action is to create a low-density, rural subdivision in the Waikoloa Village area of South Kohala. The proposed residential development is compatible with, and a logical extension of the nearby residential and commercial uses at Waikoloa Village.

In order to create this rural subdivision, the landowner is seeking a State Land Use District Boundary Amendment, from the Agricultural District to the Rural District for 731.581 acres of the project area. This Environmental Impact Statement ("EIS") is prepared in support of the

Land Use District Boundary Amendment petition submitted by the applicant to the Land Use Commission. The subject property is not considered high-capacity agricultural land typical of the Agricultural District. Surrounding land uses are those of Waikoloa Village and are commercial and residential in nature, rather than active agricultural areas. As such, a Rural District Designation would be more appropriate for the proposed low-density subdivision, and would be compatible with existing uses in the Waikoloa area.

A range of alternatives were considered prior to selecting the proposed action. An evaluation of potential impacts shows that the proposed action will not have a significant impact on the environment, biological resources, archaeological or cultural resources. To mitigate impact to infrastructure and public services the owner is pursuing actions to mitigate potential actions through contribution of facilities, land or money. Final determination is pending.

The proposed action is consistent with applicable State and County regulations as it relates to land use and infrastructure of the area. Evaluation of the economic impacts of the project shows a positive benefit to the State and County.



Project Site



Aerial of Site Location

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Po'ipu Road 24-Inch Sanitary Sewer Line (HRS 343 DEA)

District: Koloa
TMK: (4) 2-6-04:3 (por.); 2-6-15:1 (por.) & 2-8-14:27 (por.) & Portions of Po'ipu Road & Lawa'i Road
Applicant: Kukui'ula Development Co. (Hawai'i), LLC
 P.O. Box 280, Koloa, HI 96756
 Contact: Lindsay Crawford (742-6304)
Approving Agency: Kaua'i County, Department of Public Works
 4444 Rice St., Ste. 275, Lihu'e, HI 96766
 Contact: Wallace Kudo (241-6498)
Consultant: Wilson Okamoto Corporation
 1907 S Beretania St., Ste. 400, Honolulu, HI 96826
 Contact: Frances Yamada (946-2277)
Public Comment Deadline: November 22, 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: National Pollutant Discharge Elimination System (NPDES), Community Noise Permit, Chapter 6E, HRS, Historic Preservation, Road Permit

Kukui'ula South Shore Community Services, LLC, a private wastewater utility regulated by the Hawai'i Public Utilities Commission ("PUC").

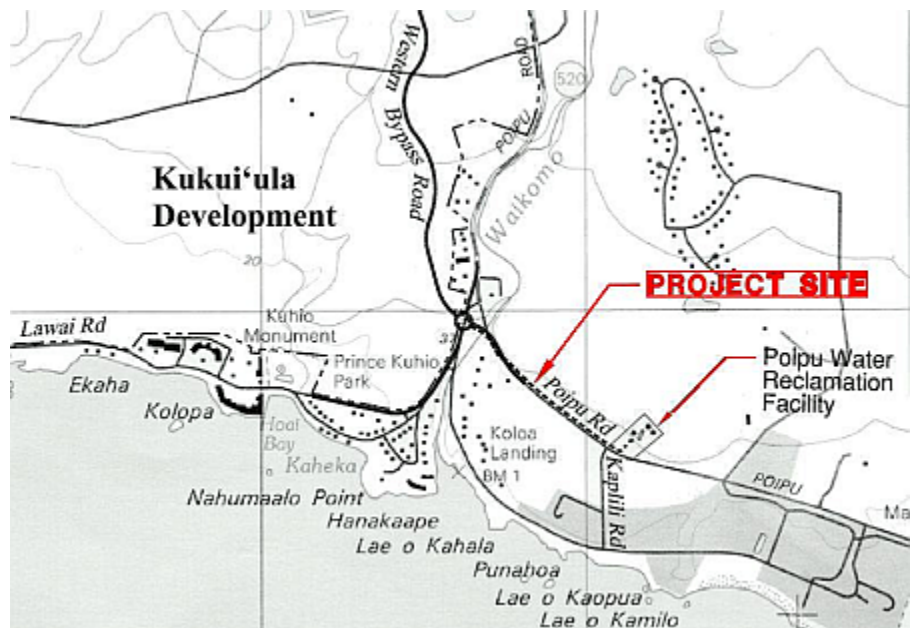
The proposed sewer line will extend approximately 2,250 linear feet and will be installed using the open cut trench method. The majority of the proposed sewer line will be constructed of polyvinyl chloride ("PVC"), except for an approximately 101 linear-foot segment in the vicinity of the Waikomo Stream crossing which will be constructed of ductile iron with a ceramic epoxy lining.

The preparation of this Environmental Assessment is required in accordance with Chapter 343, HRS, due to the use of State and County lands.

No significant impacts are anticipated from the construction and operation of the proposed sewer line improvements.

Kukui'ula Development Company (Hawai'i), LLC, Applicant, proposes to install a private 24-inch gravity sanitary sewer line within a portion of Poipu Road and Lawa'i Road in Koloa, Island of Kaua'i to convey wastewater from the planned Kukui'ula development to the existing Po'ipu Water Reclamation Facility ("Reclamation Facility"), a private wastewater treatment plant located approximately 0.4 mile to the east of the Kukui'ula development. Approximately 200,000 gallons per day ("gpd") of wastewater generated by the Kukui'ula development will be conveyed to the Reclamation Facility via the proposed 24-inch sewer line. Treatment allocation for the 200,000 gpd has been secured from the owner of the Reclamation Facility. The proposed sewer line is sized to accommodate wastewater flows in excess of the flows to be generated by the Kukui'ula development. The proposed sewer line will be built by the Applicant on behalf of

Project Site



Project Site

Kaua'i Notices

OCTOBER 23, 2006

Koke'e Trailhead & Parking Improvements (HRS 343 FEA-FONSI)

District: Waimea
TMK: (4) 1-4-01: por. 02 & 13; 1-4-02:93 (por.)
Proposing Agency: DLNR, Division of State Parks
P.O. Box 621, Honolulu, HI 96809
Contact: Lauren Tanaka (587-0293)

Determination Agency: Same as above.
Consultant: Hui o Laka
P.O. Box 100, Kekaha, HI 96752
Contact: Marsha Erickson (335-9975)

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

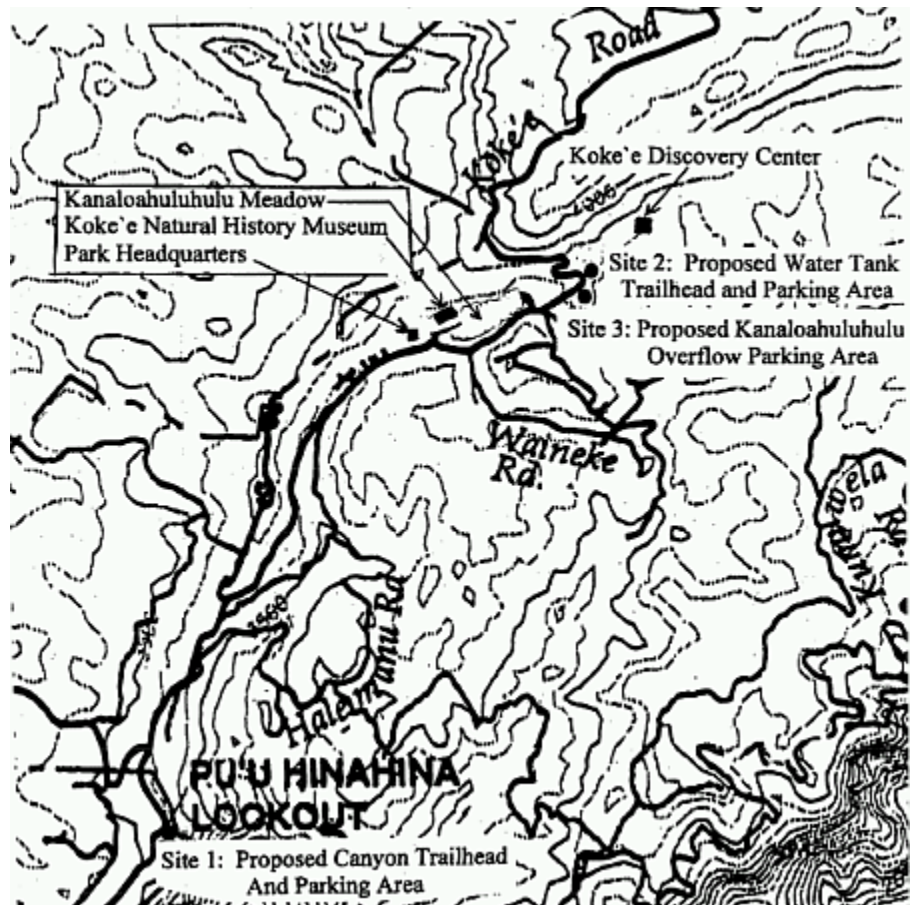
Permits Required: CDUP

Parking area construction will involve cutting, grubbing and chipping of trees and shrubs from each site. A grader will be used to level each site, and gravel will be spread and rolled. Trail improvements along Canyon Trail will involve a 230 foot extension to the parking area. Trail construction at the Water Tank Parking Area will involve clearing of vegetation for approximately 500 feet in length. Invasive weeds will be removed from the perimeter of parking areas and native plants will be planted. Trail signage will be placed at strategic locations.

Potential impacts include disturbance and damage to common native plants and short-term disturbance to native birds. Impact mitigation measures include conducting surveys and design of the parking areas and connecting trail to minimize disturbance to vegetation, implementing measures to decrease the potential for accidental introduction of non-native species, and avoiding loud construction during nesting periods.

The Department of Land and Natural Resources, State Parks Division, plans to create three new gravel parking areas in Koke'e and Waimea Canyon State Parks: the Canyon Trail Parking Area, the Water Tank Parking Area and an Overflow Parking Area adjacent to Kanaloahuluhulu Meadow in Koke'e. A short trail relocation project will be associated with two of the parking areas. The project area lies within the Resource Sub zone of the Conservation District.

These park improvements will provide parking area for (1) the Canyon Trail (9,500 sqft), (2) the Water Tank Trail (7800 sqft) and (3) special events at Kanaloahuluhulu Meadow (11,375 sqft).



Project Map

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.

U.S. Army Corps of Engineers Nationwide Permit Re-issuance

Federal Action: Federal Agency Activity
Federal Agency: U.S. Army Corps of Engineers
Contact: Connie Ramsey, 438-2039
Location: State of Hawai'i
CZM Contact: John Nakagawa, 587-2878
Proposed Action:

The U.S. Army Corps of Engineers is proposing to reissue its 43 existing Nationwide Permits (NWP) and issue 6 new NWP. Nationwide permits are general permits issued on a nationwide basis to streamline the authorization of activities that result in minimal individual and cumulative adverse effects on the aquatic environment. A full text copy of the NWP can be viewed or downloaded at www.regulations.gov and using docket ID number COE-2006-0005.

Comments Due: November 6, 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
Maui: Lahaina (4-6-33-18)	Wilke apartment alterations (SM2 20060083)	Peters, George
O'ahu: Honolulu (1-5-41-341)	Additional antennas on existing 120-foot monopole & associated equipment (2006/SMA-37)	T-Mobile West Corp / Gerald Park
O'ahu: Honolulu (1-2-21-21)	Install 4-foot high chain-link fence (2006/SMA-48)	Sofos Realty Corporation



Shoreline Notices

OCTOBER 23, 2006

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
OA-1121	10/13/06	Lot 1063, Land Court Application 677 (Map 253), land situated at Kane'ohe, Ko'olaupoko, O'ahu, Hawai'i Address: 612 Kaimalino Place Purpose: Building Permit	Gil Surveying/Guy Taylor	4-4-39: 25
OA-1122	10/13/06	Lot B and Parcel 7 Land Commission Award 8559-B, Apana 32, land situated at Ka'alawai, Kapahulu, Honolulu, O'ahu Address: 3715 Diamond Head Road Purpose: Building Permit	Sam O. Hirota, Inc/Peter Vincent	3-1-38: 02
OA-1123	10/13/06	Lot 1124 of Land Court Application 677, land situated at Kailua, Ko'olaupoko, O'ahu, Hawai'i Address: 112-A south Kalaheo Avenue Purpose: Building Permit	Walter Thompson/Tomota Daws	4-3-12: 36
HA-331	10/13/06	Lot 39 Vacationland Hawai'i, land situated at Kapoho, Hawai'i, Hawai'i Address: 14-4950 Wai'opoe Street Purpose: Determine Setback	Don Zuimeda & Mike McGinley	1-4-68: 27
LA-007	10/13/06	Lots 93 and 125-A of Land Court Application 170, land situated at Island of Lana'i, Hawai'i Address: None Assigned Purpose: Determine Setback	R.M. Towill Corporation/Castle & Cooke Resorts	4-9-17: 02 & 08 por
KA-202	10/13/06	Lots 175, 176 and 178 of Land Court Application 956 (Map 20), land situated at Koloa Kaua'i, Hawai'i Address: 2251 Poipu Road Purpose: Consolidation	Kodani & Associates, Inc./CTF Hawai'i Hotel Partners LP	2-8-17: 17-19

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/Rejected	Location	Applicant/Owner	TMK
OA-1108	Proposed Shoreline Certification	Land Court Application 1052 & Lots 24 and 25 (Map 6), land situated at Makaha, Wai'anae, Island of O'ahu, HI Address: 84-939 Farrington Highway Purpose: Determine Setback	Leaps & Boundaries, Inc/ Horn Trust	8-4-04: 21 & 20
OA-1115	Proposed Shoreline Certification	Kewala Basin, land situated at Kukulu'ae'o, Honolulu, Island of O'ahu, HI Address: 677 Ala Moana Boulevard Purpose: Landscape Improvements	ParEn, Inc/State of Hawai'i, Hawai'i Community Dev. Authority	2-1-58-60
MA-352	Proposed Shoreline Certification	Lot 60 of the Makena Beach Lots, land situated at Honua'ula, Makawao, Island of Maui, HI Address: 4450 Makena Road Purpose: Building Permit	Akamai Land Surveying, Inc./Stephen A. Finn	2-1-11: 08

OCTOBER 23, 2006

Interstate Movement of Fruits and Vegetables from Hawai'i

Comment deadline on or before December 11, 2006. You may submit comments by either of the following methods:

1) Federal eRulemaking Portal: Go to <http://www.regulations.gov>, select "Animal and Plant Health Inspection Service" from the agency drop-down menu, then click "Submit." In the Docket ID column, select APHIS-2006-0027.

2) Postal Mail/Commercial Delivery: Please send four copies of your comment (an original and three copies) to Docket No. APHIS-2006-0027, Regulatory Analysis and Development, PPD, APHIS, Station 3A-03.8, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state comment, refer to Docket No. APHIS-2006-0027.

The Hawaiian fruits and vegetables regulations, contained in 7 CFR 318.13 through 318.13-17, govern, among other things, the interstate movement of fruits and vegetables from Hawai'i. Regulation is necessary to prevent the spread of dangerous plant diseases and pests that occur in Hawai'i. Some fruits and vegetables regulated under the Hawaiian fruits and vegetables regulations are allowed to move interstate if they are treated with an approved treatment for certain plant pests.

Four of the fruits and vegetables that are allowed to move interstate from Hawai'i if treated with an approved treatment are bell pepper, eggplant, Italian squash, and tomato. Both the vapor heat treatment and the irradiation treatment are approved to neutralize the Mediterranean fruit fly (*Ceratitis capitata*), the Oriental fruit fly (*Bactrocera dorsalis*), and the melon fruit fly (*Bactrocera curcurbitae*). These fruit flies are present in Hawai'i, and these four commodities can serve as hosts for them.

An additional species of fruit fly has been detected in Hawai'i, the solanum fruit fly (*Bactrocera latifrons*). Because limited research has been done regarding the effectiveness of the vapor heat treatment schedule at neutralizing solanum fruit fly, this treatment is not approved to treat for solanum fruit fly. Therefore, we are proposing to remove vapor heat treatment as an approved treatment for bell pepper, eggplant, tomato, and Italian squash.

We have also determined that the four fruit flies named above—the Mediterranean fruit fly, the Oriental fruit fly, the melon fruit fly, and the solanum fruit fly—are the only pests for which treatment should be required for the interstate movement of all species of the genus *Capsicum* (peppers), not just the bell pepper, and all species of the genus *Curcubita* (squash), not just the Italian squash. Like the Mediterranean fruit fly, the Oriental fruit fly, and the melon fruit fly, the solanum fruit fly is a member of the family Tephritidae.

Therefore, we are proposing to add irradiation as an approved treatment for *Capsicum* spp. and *Curcubita* spp. moved interstate from Hawai'i. To accomplish this change, we would make the following amendments in 7 CFR parts 305 and 318: In paragraph (b) of Sec. 318.13-4b, we would add "*Capsicum* spp. (peppers)" and "*Curcubita* spp. (squash)" to the list of commodities that are eligible for interstate movement from Hawai'i if, prior to interstate movement, they are inspected for plant pests by an inspector and are then treated for plant pests under the supervision of an inspector in accordance with a treatment prescribed in 7 CFR part 305. [FR: 10/11/06 Vol. 71, No. 196]



Pollution Control Permit Applications

OCTOBER 23, 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 (586-4200); **CD** - comments due; **CSP** - Covered Source Permit; **CWB** - Clean Water Branch (586-4309); **I** - issued; **SHWB** - Solid and Hazardous Waste Branch (586-4226); **SDWB** - Safe Drinking Water Branch (586-4258); **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.

Safe Drinking Water Branch

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
SDWB, UIC Permit	Equilon Enterprise dba Shell Oil UH-2499	Wai'akea Shell Food Mart 2200 Kino'ole St, Hilo	n/a	Abandon 1 unregistered injection-well cesspool.
SDWB, UIC Permit	Elmo & Pascale Pinner UH-2501	Mo'anakea Villas, LLC (3)2-3-12:60; Kapi'olani St, Hilo	Comment by 11/29/06	Construct 4 injection wells for surface drainage.
SDWB, UIC Permit	State Department of Education UH-2502	Hakalau Elementary School (3)2-9-2:5; 29-2147 Old Mamalahoa Hwy, Hilo	n/a	Abandon 1 unregistered injection-well cesspool.
SDWB, UIC Permit	Hawai'i Preparatory Academy UH-tba	Hawai'i Preparatory Academy, Upper Campus; (3)6-5-1:33; 65-1692 Kohala Mountain Rd, Kamuela	n/a	Register & convert 6 injection- well cesspools to injection well seepage pits.
SDWB, UIC Permit	Hawai'i Preparatory Academy UH-tba	Hawaii Preparatory Academy, Lower Campus; (3)6-5-7:53; 65-1274 Kawaihae Rd, Kamuela	n/a	Register & convert 1 injection- well cesspool to injection well seepage pit.
SDWB, UIC Permit	Waimea Parkside LLC UH-2503	Waimea Parkside Planned Unit Dev. (3)6-5-4:29,30,50; corner of Lindsey & Kapi'olani Rd, Kamuela	Comment by 11/15/06	Construct 17 injection wells for surface drainage.
SDWB, UIC Permit	Guy Startzman UH-2504	Kawaihae Harbor Grill 61-3642 Kawaihae Rd, N. Kohala	n/a	Abandon 2 unregistered injection-well cesspools.
SDWB, UIC Permit	Dept. of Parks & Recreation County of Hawai'i UH-tba	Honoli'i Beach Park near Kahoa St & Nahala St, Honoli'i, South Hilo	n/a	Abandon 1 unregistered injection-well cesspool.
SDWB, UIC Permit	Dept. of Parks & Recreation County of Hawai'i UH-tba	Honoli'i Beach Park, new seepage pit near Kahoa St & Nahala St, Honoli'i, South Hilo	n/a	Construct 1 injection well seepage pit for sewage disposal.
SDWB, UIC Permit	Ma'alaea Triangle Association UM-1954	Ma'alaea Triangle WWTF (2)3-6-8:10; Ma'alaea Rd, Wailuku	n/a	Change operator for 2 injection wells for sewage disposal.
SDWB, UIC Permit	Ma'alaea Triangle Association UM-1954	Ma'alaea Triangle WWTF (2)3-6-8:10; Ma'alaea Rd, Wailuku	n/a	Renew permit for 2 injection wells for sewage disposal.
SDWB, UIC Permit	Avis Rent-A-Car System, Inc. UO-2500	Avis Base Yard; 417 Lele St, Honolulu	n/a	Abandon 1 unregistered injection well.
SDWB, UIC Permit	Chevron Corporation UO-tba	Hale'iwa Chevron Gasoline Station #9-1970; 62-594 Kamehameha Hwy., Hale'iwa	n/a	Abandon 2 unregistered injection-well cesspools.
SDWB, UIC Permit	Honolulu Resource Recovery Venture UO-1376	Honolulu Resource Recovery Venture 91-174 Hanua St, Kapolei	n/a	Modify permit for 2 injection wells to include well-cleaning water disposal.

Environmental Announcements

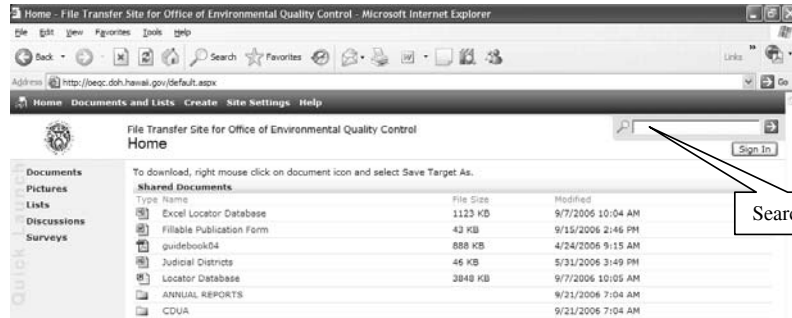
OCTOBER 23, 2006

Search Hint

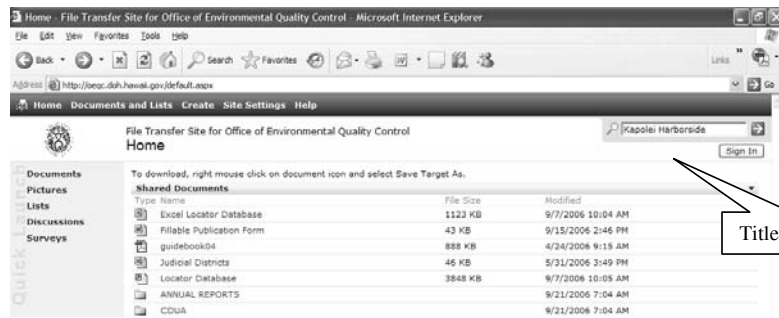
Tired of looking for a project using the locator database, then having to go through all the folders to get to it? Well, we have a short cut for you. If you look at the upper right hand corner of the page you will see a search window. Type in the name of a project or keyword and hit enter. It will bring up the files it finds on the website at your fingertips, then all you have to do is click on the project title and there you have it. The more information you give for the title gets faster results.

Sorry, it doesn't work well to search by area, but you can still utilize the search engines on Excel or Access. The other method of locating a file is to check *The Environmental Notice* (you will need the issue date) and see what the actual title was and do a search again with the precise project name.

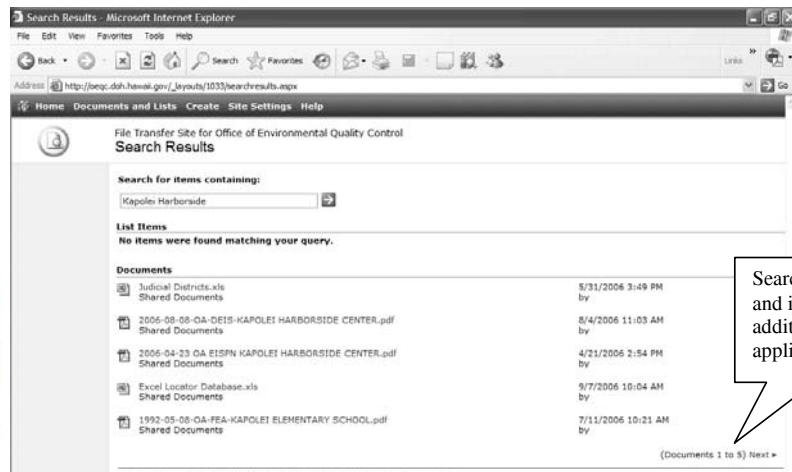
If you have tried all methods and still can't find what you are looking for, please contact OEQC and someone will assist you in locating the file.



Search Bar



Title of Project



Search Results and indication of additional pages if applicable.

Environmental Council Notices

November 8, 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, November 8, 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 Office of Environmental Quality Control at oeqc@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.chawaii.gov/serv/eventcal?PF=hic&Clist=81&_action=View+Calendar.