

The Environmental Notice

A semi-monthly periodic bulletin published by the Office of Environmental Quality Control pursuant to Section 343-3, Hawai'i Revised Statutes

December 8, 2007

Amendment to Chapter 11-200, Hawai'i Administrative Rules Promulgated to Add an Eleventh Exempt Class of Action for the Acquisition of Land and Buildings for Affordable Housing

On November 26, 2007, the Environmental Council held a public hearing on a petition from the Hawai'i Housing Finance and Development Corporation (HHFDC) to add an eleventh class of exempt action to Section 11-200-8(a), Hawai'i Administrative Rules to allow an agency to exempt the acquisition of land and buildings for the purpose of affordable housing. During the meeting that followed the public hearing held by videoteleconference in Honolulu, Lihu'e, Kahului and Hilo, the Environmental Council discussed the testimony received and approved the petition. On December 5, 2007, the Governor signed the amendment and filed it with the Office of the Lieutenant Governor. The rule takes effect ten days from the filing with the Office of the Lieutenant Governor. Copies of the rule amendment are available for review at the OEQC website.

Environmental Council Meeting on December 12, 2007

On Wednesday, December 12, 2007, the Environmental Council of the Department of Health, State of Hawai'i, will meet as follows: At 1:00 P.M. in the afternoon, four standing committees (Annual Report, Exemption Lists, Education/Culture, and Legislation) will meet in Room 702, Leiopapa A Kamehameha, 235 S. Beretania Street. At 2:00 P.M. in the afternoon, the full Environmental Council (in quorum assembled) will meet in Room 204, Leiopapa A Kamehameha, 235 S. Beretania Street. Agenda and public notice of these meetings can be found posted on the State Calendar Meeting Announcement website at the following Uniform Resource Locator (URL): http://calendar.ehawaii.gov/calendar/html/event/doh_eoc/2007/12/12/?viewtype=2¤tViewtype=8&viewperiod=1. The members of the Environmental Council are as follows: David Atkin; David Bylund; Gail Grabowsky; Shad Kane; Robert King (Chairperson); Laurence Lau (Acting Director of OEQC, *ex-officio*, voting); Wade Lord; Eileen O'Hara; James Rodrigues; Chester Saito; Christopher Steele; Mary Steiner. There are three vacancies currently awaiting appointment by the Governor. The Environmental Council has specific responsibilities under Chapters 341 and 343, Hawai'i Revised Statutes, most especially with the making rules implementing the environmental impact statement process, and preparing an annual report with recommendations to the Governor and the Legislature. The Environmental Council usually meets once a month, on the second Wednesday. Persons interested in serving on the Environmental Council should contact the Office of the Governor directly.

Correction - Ma'ili Project.

In the November 23, 2007, issue, at page 6, OEQC incorrectly listed the contacts for the Ma'ili Project. The correct information is as follows: **Approving Agency:** Hawai'i Housing Finance and Development Corporation, 677 Queen Street, Ste. 300, Honolulu, Hawai'i 96813. Contacts: Ryan Morita (808-587-0543) and Chris Sadayasu (808-587-0547). **Consultant:** Jacqueline Parnell, FAICP, 1314 S. King St., Ste. 951, Honolulu, Hawai'i 96814, telephone (808-593-8331). The public comment deadline is still December 23, 2007.

Upcoming EIS's to Be Prepared for the Saddle Road and the Villages of 'Aina Le'a in South Kohala

In this issue of the periodic bulletin, the Department of Transportation, Highways Division has determined that a supplemental environmental impact statement would be required for changes not discussed in the original accepted 1999 environmental impact statement. See page 5 for more information on how to comment. Additionally, the County of Hawai'i, Planning Department, has determined that a project district rezoning application from Bridge 'Aina Le'a, LLC, will require an environmental impact statement. See, page 4 for more information on how to comment.

New Project Mapping Scheme for the Environmental Notice

In this issue of the Environmental Notice, projects have been assigned unique numbers for the purposes of visual placement on a schematic map for each island. To the extent that geospatial information is available, all projects (Coastal Zone, Special

Management Area, Chapter 343, HRS documents, NEPA documents, etc.), have been so placed. Your continued feedback on ways to improve the *Environmental Notice* is sincerely appreciated.

Island Districts

Island districts (also known as judicial districts) are defined in Section 4-1, Hawai'i Revised Statutes. Hawai'i is comprised of: North Kohala; South Kohala; North Kona; South Kona; Hamakua; North Hilo; South Hilo; Puna; and Ka'u. The counties of Maui and Kalawao comprise the following: Hana; Makawao; Wailuku; Lahaina; Moloka'i, Kalawao, Lana'i. O'ahu is comprised of: Honolulu; Ko'olaupoko; Ko'olaupoko; 'Ewa; Wai'anae; Waialua; and Wahiawa. Kaua'i, Ni'ihau and Ka'ula, and the county of Kaua'i are comprised of the following five districts: Waimea; Koloa; Lihu'e; Kawaihau; Hanalei.



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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).

Hawai'i Notices

December 8, 2007

(1) Villages of Aina Le'a (HRS 343 FEA-EISPN)

District: South Kohala
TMK: (3) 6-8-001:25, 36-40
Applicant: Bridge Aina Le'a, LLC, Mr. John K. Baldwin, Managing Member, 2500 Kalakaua Avenue, No. 2404, Honolulu, Hawai'i 96815 (808-922-4030)

Approving Agency: County of Hawai'i Planning Department, Chris Yuen, Planning Director, 101 Pau'ahi Street, Suite 3, Hilo, Hawai'i 96720 (808-961-8288)

Consultant: Makani Resources, Constance R. Kiri, 195 Makani Circle, Hilo, Hawai'i 96720. (808-959-1803)/(808-938-7385)

Status: Final Environmental Assessment and 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: January 7, 2008

Permits Required:

Project District Zoning Application (Requested) Amendments to Conditions of Ordinance No. 96-153 (Requested) Subdivision Approval, Plan Approval, Grading/Grubbing/Building Permits and other construction-related permits

Bridge Aina Le'a, LLC is requesting a Project District rezoning of 1,060 acres of land in the State Land Use Urban District to allow flexible development and site planning of its planned community called the Villages of Aina Le'a. The entire project, consisting of 3,000 acres, received zoning approval from the County in 1993 for commercial, residential and residential-agricultural uses. The proposed master plan would develop 2,406 residential units/lots in the Project District area while maintaining the original 863 residential-agricultural lot count on the balance of the property. The overall master plan contains 385 affordable housing units. Five 18-hole golf courses are supported by a golf academy, recreational amenities, a 40-unit golf lodge, golf maintenance facilities and commercial nodes. An open space buffer averaging 1,200 feet deep will serve as a buffer along Queen Ka'ahumanu Highway. Planned active and passive parks will be dedicated to the County when completed. A 5-acre red 'ilima preserve and two archaeological site preserves will be maintained in accordance with government requirements. Access is planned from Queen Ka'ahumanu Highway via two major connector roads, which would eventually extend to the Waikoloa Village community. The County water system would be developed to provide much-needed back up to the existing system serving Mauna Lani, Mauna Kea, Kawaihae and Puako. A wastewater treatment plant would connect to Mauna Lani's treatment facility or, in the alternative, on the Project site.

(2) Honua'ula Forest Reserve Reforestation Project (HRS 343 FEA-FONSI)

District: North Kona
TMKS: (3) 7-4-001:004; (3) 7-4-001:003; (3) 7-4-001:002; (3) 7-5-013:013; (3) 7-5-013:022

Proposing Agency: State of Hawai'i, Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i 96813. Contact: Melissa Sprecher (808-587-4167)

Determination

Agency: Same as above.

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

Permits Required:

County Building, National Pollution Discharge Elimination System (NPDES) General Permit



The Department of Land and Natural Resources Division of Forestry and Wildlife (DOFAW) proposes to stimulate the regeneration of native koa (*Acacia koa*) in approximately 1,000 acres of heavily degraded native forest areas in the Honua'ula Forest Reserve through a combination of methods.

The project area is located in the Honua'ula Forest Reserve Tract I, Tract II, and Tract III and the lands of Hienaloli in the North Kona District of Hawai'i Island (Appendix A). This area is adjacent to State and private lands historically used for long-term cattle grazing operations. Honua'ula Tract II and many of the surrounding properties were and are currently under active grazing management;

and although the forest reserve boundaries were fenced, these fences were not always maintained and range cattle commonly crossed onto forest reserve lands. As a result of the almost continuous presence of domestic and feral cattle populations, native forest composition and structure have been heavily altered. This project seeks to increase koa forest recruitment and growth by removing barriers to germination, protecting the area from cattle browsing, and improving access to management sites. Project activities will include installing a new fence line, removing feral cattle, conducting surface soil scarification, out-planting, and building two new access roads in the forest reserve. Over the long-term, this project is anticipated to have a net positive benefit on the environment as degraded forest is converted to a healthy native forest with improved watershed capacity and habitat for native species. In addition, DOFAW management access and public recreational opportunities will also be enhanced by expanding the existing road system to and in the reserve.

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(3) Saddle Road (State Route 200), Mamalahoa Highway (HRS 343 FEA-EISPN)

District: South Kohala
TMK: (3rd): 6-7-001:003
Proposing Agency: State of Hawai'i, Department of Transportation, Highways Division, 869 Punchbowl Street, Honolulu, Hawai'i, 96813. Contact: Ronald F. Tsuzuki (808-587-1830)

Accepting Authority: The Honorable Linda Lingle, Governor, State of Hawai'i, Executive Chambers, State Capitol, Honolulu, Hawai'i 96813

Consultant: DMT Consultant Engineers, 677 Ala Moana Boulevard, Suite 703, Honolulu, Hawai'i 96813. Contact: Bruce K. Meyers (808-961-5527)

Status: Final Environmental Assessment and 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: January 22, 2008 (Request for 45-day comment period)

Permits Required: Fed Clean Water Act Section 404 Permit*; Section 106 concurrence. State Highways Permit, National Pollutant Discharge Elimination System Permit, Coastal Zone Management Consistency; Conservation District Use Permit* (for portion). County: Grading Grubbing, Excavating and Stockpiling Permits; Subdivision Approval (* - *not yet determined*)

In 1996, Saddle Road was a narrow, two lane road with steep grades, sharp curves, poor pavement, and substandard drainage. The road had become vital for access to the U.S. Army's Pohakuloa Training Area (PTA), Mauna Kea, Mauna Loa, outdoor recreation areas, ranch lands, and the communities of Waiki'i Ranch and Kaumana. Its role was increasing as a cross island transportation route linking East and West Hawai'i for business travel, the transport of goods and services, tourism/recreation, shopping, and commuting. The Saddle Road passed through key training areas of PTA, creating conflicts between motorists and military training units. Roadway deficiencies also hindered the response of emergency vehicles responding to fires and accidents along Saddle Road. A project to improve Saddle Road was initiated by the Federal Highway Administration (FHWA), in cooperation with the State Department of Transportation (HDOT) and the U.S. Army. An EIS was completed in 1999, and since that time 6 miles of the 47-mile road have been built, with another 15 miles now in construction.

In 2006, the Army purchased a Parker Ranch property known as the Ke'âmuku parcel, which included the area planned for the western section of the Saddle Road. The Army intends to incorporate the property within PTA and use it for military training. In 2006, the Army requested that the HDOT and FHWA consider relocating about 9 miles of the proposed highway about a mile southwest towards the southern boundary of Ke'âmuku. As this would minimize conflict between military and the traveling

public, the agencies have agreed to the request. The joint State-federal SEIS will examine the differences in environmental impact between the originally proposed route and a new route to be identified near the southern boundary of Ke'âmuku.

(4) University of Hawai'i, Hilo College of Hawaiian Language Facilities (HRS 343 DEA)

District: South Hilo
TMK: (3rd): 2-4-01:07
Proposing Agency: University of Hawai'i, Office of Capital Improvements, 1960 East West Road, Biomed Sci. Bld. Ctyd. B-102, Honolulu, Hawai'i 96822. Contact: Maynard G. P. Young (808-956-4071)

Determination Agency: Same as above.
Consultant: Geometrician Associates, PO Box 396, Hilo Hawai'i 96721. Contact: Ron Terry (808-969-7090)

Public Comment Deadline: January 7, 2008
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: Hawai'i County: Planning Department Approval Plan Approval and Building Permit; Planning Commission Height Variance; Public Works Grading Permit, Driveway Permit and Drainage Approval; State: DOH NPDES

The University of Hawai'i at Hilo proposes to develop facilities to house Ka Haka 'Ula O Ke'elikōlani, the College of Hawaiian Language. The facilities will expand educational opportunities and help revitalize Hawaiian language and culture. The College was established at UH Hilo in 1997 and includes the Hawaiian Studies Division, the Hawaiian Language Center Division, the Laboratory School Division and an Outreach Program. The College's facilities are currently spread among five existing buildings at UH Hilo and another building located six miles from campus. The new facility will accommodate the current programs as well as future growth. Phase 1 is currently in design and will include a two-story building for administrative offices and classrooms and two one-story daycare/preschool structure, connected by covered walkways, with associated parking, utilities, and landscaping. Later phases will accommodate the teacher training program, media/telecommunications services, and graduate students. The College is being developed within the Leadership in Energy and Environmental Design (LEED) Program. It will incorporate many environmentally sustainable features and will meet standards for a silver certificate in this "green building" rating system. Construction would have a minor and easily mitigable effect on traffic. Long-term traffic impacts would be minimal and mitigated through proper design of entry/exit points. Short-term noise, air, and water quality impacts associated with grading and landscaping would be mitigated. A Storm Water Pollution Prevention Plan (SWPPP) to contain sediment and storm water runoff during grading and construction will be developed and implemented. The site has been mostly graded or otherwise disturbed

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in the past, and no valuable biological or cultural resources are present. Although portions of remnant stone features associated with 20th century sugar cane agriculture are present, they have been inventoried appropriately and with proposed mitigation concerning unanticipated finds there will be no adverse effect on archaeological resources.

Maui & Moloka'i Notices

(5) Proposed Ma'alaea Mauka Residential Subdivision and Related Improvements (HRS 343 DEIS)

District: Wailuku
TMK: (2) 3-6-001:018 and (2) 3-6-004:003 (por.)
Applicant: Ma'alaea Properties LLC, 355 West Waiko Road, Wailuku, Hawai'i 96793. Contact: Steve Kikuchi (808-344-0607)

Approving Agency: State Land Use Commission, Land Use Commission, DBEDT, State of Hawai'i, 235 South Beretania Street, Room 406, Honolulu, Hawai'i 96813. Contact: Anthony Ching (808-587-3822)

Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact: Mark Alexander Roy, Project Manager (808-244-2015)

Public Comment Deadline: January 22, 2008
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 District Boundary Amendment; Change in Zoning; Project District Phase I, II and III approvals; Special Management Area Use Permit (portion of property); State Special Use Permit and County Conditional Permit (Wastewater Treatment Plant); Construction Permits

Ma'alaea Properties LLC ("applicant") proposes the development of a residential subdivision and related improvements on approximately 257 acres of land ("project site") located at TMK (2)3-6-001:018 near Ma'alaea, Maui, Hawai'i. The property is owned in fee by the applicant. Surrounding land uses include the State of Hawai'i's Honoapi'ilani Highway to the east, the Ma'alaea Triangle commercial complex and Ma'alaea Small Boat Harbor to the south, agricultural lands

to the north and State Conservation district lands to the west. The subdivision would contain approximately 949 dwellings of both single- and multi-family types, including affordable units. Infrastructure improvements include construction of water, drainage and wastewater systems, including a new Wastewater Treatment Plant (WTP) on a portion of TMK (2)3-6-004:003(por.). The subdivision will also include an interior roadway network, park lands, open space areas, a community center and lands for public/quasi-public use.

The project site is currently classified "Agricultural" by both the State Land Use Commission and the Maui County Zoning Ordinance. The Kihei-Makena Community Plan designation for the property is "Project District 12". The proposed project will require a number of land use entitlement approvals to proceed including a State Land Use District Boundary Amendment and a Change in Zoning. Project District Approvals and a Special Management Area (SMA) Use Permit, as applicable, will also need to be obtained prior to the securing the required construction permits necessary for the proposed development. A

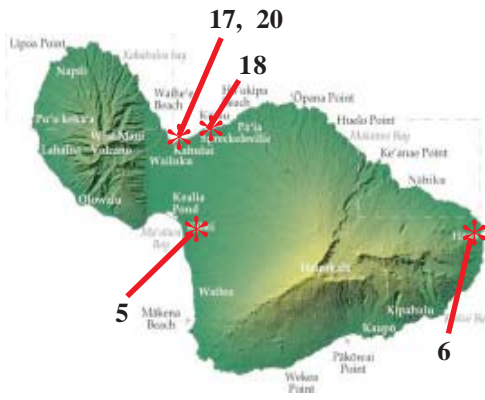
State Special Use Permit and County Conditional Permit will also be required for the proposed WTP.

The triggers requiring the preparation of an Environmental Impact Statement include use of State/County lands for subdivision driveway and utility improvements and the incorporation of a wastewater treatment facility designed to serve greater than 50 people.

(6) Hana Wharf Improvements (HRS 343 DEA)

District: Hana
TMK: (2) 1-4-004:36
Proposing Agency: DLNR DOBOR, State DLNR, Division of Boating Ocean Recreation, 333 Queen Street, Honolulu, Hawai'i, 96813. Contact: Kevin Ho (808-587-3256)

Determination Agency: Same as above.



Maui & Moloka'i Notices

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Consultant: Sea Engineering, Inc., Makai Research Pier, Waimanalo, Hawai'i 96795. Contact: Jim Barry (808-259-7966)

Comment Deadline: January 7, 2008
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Special Management Area, Shoreline Setback Variance, Building, Grading, Electrical, Plumbing

Hana boat launch ramp is located in the lee of a short breakwater at Hana Wharf. The breakwater is a large masonry and rubble mound structure that forms a narrow salient on the southeast end of Hana Bay. The salient provides protection from prevailing trade wind waves for the Hana boat launch ramp and existing loading dock. This project is to repair and improve the existing boat ramp facility. Anticipated improvements will consist of: (1) Repair of the existing breakwater; (2) Addition of a new loading dock that is compatible with the Americans with Disability Act of 1990 (ADA); (3) Renovation of the concrete launch ramp; (4) Establishment of a boat wash-down area; and (5) Miscellaneous minor improvements including: renovation of the existing loading dock, new security fencing and lighting, and reconstruction of asphalt concrete pavement.

(7) Pu'u Ali'i Conservation Project (HRS 343 FEA-FONSI)

District: Kalawao
TMK: 6-1-001:002
Proposing Agency: Department of Land and Natural Resources,

Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i 96813. Contact: Christen Mitchell (808-587-0051)

Determination

Agency: Same as above.

Consultant:

Status:

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

Permits

Required:

Construction of the project requires the permission of the Department of Land and Natural Resources. No other permits are anticipated at this time.



The State of Hawai'i Department of Land and Natural Resources (DLNR), in cooperation with Kalaupapa National Historic Park (KALA), National Park Service, U.S. Department of the Interior, proposes to construct conservation fencing to exclude animals from the northern portion of Pu'u Ali'i Natural Area Reserve (NAR) on Moloka'i. The project would protect approximately 484 acres through the construction of approximately 5 miles of new fence and the removal of all feral

ungulates (hooved animals) from the fenced area. The primary objective of this project is to prevent further degradation of a portion of the Reserve in which the native vegetation is still fairly pristine and provide long-term protection of native forest and important watershed. Continued animal disturbance in Pu'u Ali'i NAR would lead to further decline in forest health and watershed function and the loss of rare native species. The Environmental Assessment describes two project alternatives: constructing the conservation fencing and a no action alternative. The project is expected to have primarily positive effects on the resources protected in the Reserve. No significant adverse effects are anticipated with regard to the environment, archaeological features, view planes, or public access or use of this area during or after construction of the proposed fencing.

O'ahu Notices

(8) Kaukamana Hale (HRS 343 DEA)

District: Wai'anae
TMK: 8-7-039:048
Applicant: Habitat for Humanity Leeward O'ahu, Inc., 91-080 Hanua Street, Kapolei, Hawai'i 96707. Contact: Susan Hughes (808-696-7882)

Approving Agency: City and County of Honolulu, Department of Community Services, 715 S. King St., Ste. 311, Honolulu, Hawai'i 96813. Contact: Michael Shiroma (808-768-7751).

Consultant: Michael Sessions, 91-080 Hanua Street, Kapolei, Hawai'i 96707 (808-368-1819).

Comment

Deadline:

Status:

January 7, 2008
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:

Include but not limited to: Chapter 201 (H) HRS, Subdivision, Grading, Building, Noise, Certificate of Occupancy, Sewer Connection, Demolition, and Vector Control.

O'ahu Notices

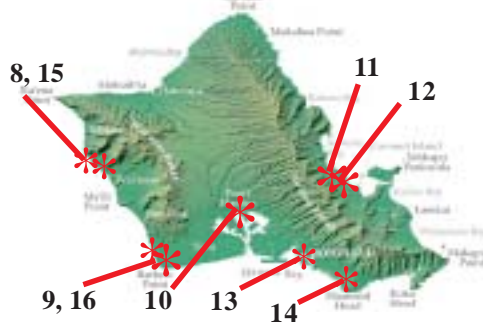
December 8, 2007

Habitat for Humanity Leeward O'ahu, Inc. (HFHLO), a non-profit organization, proposes to demolish 8 dilapidated houses and develop 31 single family homes on a 3.215 acre property located at 87-119 Kaukamana Road, Wai'anae, Hawai'i, on the *makai* side of Kaukamana Road in Ma'ili. The proposed project consists of 31 home sites for 2,3,4,5 and 6 bedroom single-family homes, intended to house low-income families. HFHLO defines low-income families as having incomes that are 50% of Hawai'i's median income or lower. The land acquisition was funded with a Rural Community Assistance Corporation (RCAC) loan and a Community Development Block Grant (CDBG) loan. The RCAC agreed to fund the entire purchase until funds from the CDBG loan can be received. The City & County of Honolulu will release the CDBG loan upon completion of the Environmental Assessment (EA), approval by the U.S. Department of Housing and Urban Development (HUD) of a "Request for Release of Funds" (RROF), and execution of a Promissory Note and Mortgage. The RCAC loan will be the source of the funding of the improvements as the work progresses. HFHLO will partner with families and community volunteers to build affordably priced self-help housing for the proposed project. In order to participate in the program, families must work with HFHLO and other volunteers to contribute at least 500 "sweat equity" hours toward the building of their home. The current tenants of the proposed project have been informed that they will need to relocate during the course of development of the project. However, they will get first choice to choose their lots, and will be the first to have their house built, in order to minimize their relocation time. The applicant will be seeking land use exemptions under the provisions of 201(H), Hawai'i Revised Statutes (HRS), to allow development of the project.

(9) Barbers Point 215' Non-potable Reservoir No. 2 (HRS 343 DEA)

District: 'Ewa
TMK: 9-1-15:23 and 05 (por.), 9-2-3: (por.)
Proposing Agency: Honolulu Board of Water Supply, 630 South Beretania Street, Honolulu, Hawai'i 96813. Contact: Clifford P. Lum (808-748-5061)
Determination Agency: Same as above.
Consultant: PBR Hawai'i, 1001 Bishop Street, ASP Tower, Suite 650, Honolulu, Hawai'i 96813. Contact: Tom Schnell (808-521-5631)
Comment Deadline: January 7, 2008
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: Compliance with Chapter 343, HRS, Grading/Building Permits, NPDES, Noise, Public Infrastructure Map Revision, possible CUP

The City and County of Honolulu's Board of Water Supply is proposing to build the Barbers Point 215' Non-potable Reservoir



No. 2 on a 2.308-acre site located on TMK 9-1-15:23. The site for Reservoir No. 2 is adjacent to the existing Barbers Point 215' Non-potable Reservoir No. 1. The new Barbers Point 215' Non-potable Reservoir No. 2 will be used to supply water for agricultural, industrial, and urban irrigation uses in the 'Ewa area. To accommodate the reservoir tank without increasing the structure's height, the Board of Water Supply may also be required to acquire and use a portion of the surrounding parcels (TMK: 9-1-15:05 (portion) and

TMK: 9-2-03:02 (portion)). The 1,202-acre parcel north of the proposed project site is identified as TMK: 9-2-03:02 and is owned by Makaiwa Hills LLC. The 77-acre parcel south of the proposed project site is identified as TMK: 9-1-15:05 and is also owned by Makaiwa Hills LLC. The new Barbers Point 215' Non-potable Reservoir No. 2 will not significantly impact natural resources due to the relatively small amount of land being used. The new reservoir will be located on a site that has been determined to have no outstanding vegetative features and no threatened or endangered species. There are no significant long term air quality, water quality, or ambient noise impacts anticipated. Short term impacts from construction activity include increased noise levels, dust, and exhaust from construction machinery. Implementation of proper mitigation measures and BMPs such as watering of the site and mufflers for heavy machinery would ensure all compliance requirements.

(10) Leeward Community College Second Access Road (HRS 343 FEA-FONSI)

District: 'Ewa
TMK: 9-6-03: portion of 28,39,40, 44, and 48
 9-4-08: portion of 02, 10, 20,23,25,27,28, and 29
Proposing Agency: State of Hawai'i, Department of Transportation, 869 Punchbowl Street, Room 301, Honolulu, Hawai'i 96813. Contact: Mr. Patrick Tom (808-587-6355)
Determination Agency: Same as above.
Consultant: Wilson Okamoto Corporation, 1907 S. Beretania Street, Suite 400, Honolulu, Hawai'i 96826. Contact: Mr. John Sakaguchi (808-946-2277)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: National Pollutant Discharge Elimination System (NPDES) General Permit for Storm water Associated with Construction Activity, Grading and Grubbing Permit, Special Management Area Permit, and others

The State of Hawaii Department of Transportation in coop-

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eration with Leeward Community College proposes to provide a second access to Leeward Community College. The project will be designed to provide a new two-lane road to serve as a second access to the Leeward Community College (LCC) as well as other uses along the proposed alignment extending from Waipio Point Access Road to the LCC campus. The project need stems from limited vehicular access to the LCC campus. Vehicular access is currently limited to a single entry along Waiawa Road, a two-way, two-lane roadway. The justification for the additional access to LCC includes the following: 1) it would reduce traffic congestion and potential hazards created by the existing single access and 2) it would provide access to future and existing development (Waipahu High School athletic fields) adjacent to the site.

(11) First Assembly of God Windward Church Redevelopment/Expansion (HRS 343 DEA)

District: Ko'olaupoko
TMK: 4-7-025:008 & 026
Applicant: First Assembly of God, 3400 Moanalua Road, Honolulu, Hawai'i 96819. Contact: Pastor John Rogers (808-836-2300)

Approving Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Joyce Shoji (808-768-8032)

Consultant: Group 70 International, Inc. 925 Bethel Street, 5th Floor, Honolulu, Hawai'i 96813. Contact: Ralph Portmore (808-523-5866)

Comment Deadline: January 7, 2008
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: Special Management Area (SMA) Use Permit, Conditional Use Permit-Minor (CUP-m) for: Church Redevelopment ("Meeting Facility"); New Pre-School ("Day Care Facility"); and Joint Development of two adjacent lots

Existing church facilities (one building) on Ahuimanu Road in Kane'ohe would be demolished and replaced with three separate buildings – a Sanctuary Building with an assembly area for up to 500 worshipers, staff offices, three adult classrooms and other support spaces; a Multi-Purpose Building with a large multi-purpose room and kitchen; and a Classroom Building with a Pre-School (three classrooms/60-student capacity) on the ground floor and four adult classrooms on the 2nd floor. These facilities would be built on the R-10 zoned parcel. A Retreat Center, covered outdoor play court, and church parking lot would be located on the AG-2 zoned parcel. The retreat center will be used for up to 15 group sessions per year that are one to three days long. Maximum group size is anticipated to be 60 people, but up to 100 could be accommodated. Facilities will consist of small bungalows with bunk beds for sleeping and a central restroom and shower facility. The size and placement, etc. of all buildings will conform to the height, setback and floor area limits established

by the underlying zoning districts. Maximum building height will be 25 feet. Total building floor area will be approximately 26,400 square feet (SF), compared to 2,060 SF in the existing building. The outdoor play court will be about 7,000 SF in size. Approximately 88 parking spaces will be provided.

(12) Chock Shoreline Setback Variance (HRS 343 DEA)

District: Ko'olaupoko
TMK: 4-7-019:064
Applicant: James Cock, 2148 Liliha Street, Honolulu, Hawai'i 96817. Contact: Christina Quick (808-239-5994)

Approving Agency: City and County of Honolulu, Department of Planning and Permitting, Land Use Permit (Zoning) Division, 650 S. King St., 7th Floor, Honolulu, Hawai'i 96813. Contact: Ann Matsumura (808-768-8020).

Consultant: Marc M. Siah & Associates, Inc., 820 S. Beretania Street, Suite 201, Honolulu, Hawai'i 96813. Contact: Kiumars Siah (808-538-7180)

Comment Deadline: January 7, 2008
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: Shoreline Setback Variance and Building Permit

The applicant and recorded fee owner of the property located at 47-101 Kamehameha Highway, Kane'ohe, 96744 identified by Tax Map Key 4-7-019:064 within the R-10 Residential District. (Mr. James Chock) is seeking an after-the-fact Shoreline Setback Variance from the City and County of Honolulu to retain alterations to an existing 89-foot long seawall and two (2) existing 34-foot and 77-foot long retaining walls that have existed on his property for more than 60 years. All walls consist of Concrete Rubble Masonry (CRM) usually referred to as rock walls. Top of the seawall is about 40 inches above the mean sea level. The first retaining wall is an integral part of a new 3-story residence and the second wall retains less than 6 feet of terraced yard.

(13) Kukui Gardens Land Acquisition (HRS 343 FEA-FONSI)

District: Honolulu
TMK: (1) 1-7-26:07
Applicant: Hawai'i Housing Finance and Development Corporation, 677 Queen Street, Suite 300, Honolulu, Hawai'i 96813. Contact: Janice Takahashi (808-587-0639)

Accepting Authority: Hawai'i Housing Finance and Development Corporation, 677 Queen Street, Suite 300, Honolulu, Hawai'i 96813. contact: Janice Takahashi (808-587-0639)

Consultant: Belt Collins Hawai'i Ltd., 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819.

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Status: Contact: Sue Sakai (808-521-5361)
Final environmental assessment (FEA) and
Finding of No Significant Impact (FONSI).

**Permits
Required:** None

Hawai'i Housing Finance and Development Corporation (HHFDC) would use \$25 million in general obligation bonds to acquire a portion of Kukui Gardens to preserve long-term affordable rentals at Kukui Gardens. Under the proposed transaction agreement, HHFDC would acquire Parcel A (approximately 10 acres and 389 units) and Carmel Partners would acquire Parcel B (approximately 12 acres and 468 units). Pursuant to a new Regulatory Use Agreement, Parcel A unit rents would be affordable to families at or below 60 percent of the HUD area median income (AMI) until December 2062. Parcel B units would be rented at current affordable rates through April 2011, at which time rents may be increased to new tenants. From May 2013 to December 2062, Parcel B rents would be affordable to households at or below 140 percent of AMI. No adverse environmental impacts are expected from the proposed acquisition. A cultural impact assessment did not disclose any adverse effects. The only impacts of the proposed action relate to socioeconomics. These impacts would be positive, enhancing community and state welfare by assuring long-term preservation of 389 affordable rental units at Kukui Gardens. No action could result in the loss of 857 affordable rental units after April 2011. Therefore, the project will not have significant environmental effects and a Finding of No Significant Impact (FONSI) has been issued.

(14) Ala Wai Garden Plaza (HRS 343 FEA-FONSI)

District: Honolulu
TMK: 2-6-16: 56, 57, 58, 59 & 60
Applicant: SBI Hawai'i Property One, Inc., c/o Hirate In-

vestment Group, Inc., 1314 South King Street, Suite 758, Honolulu, Hawai'i 96814. Contact: Ken Hirate (808-591-0105)

**Approving
Agency:** Department of Planning and Permitting, 650 South King Street, Honolulu, Hawai'i 96813. Contact: Geri Ung, Planner (808-768-8034)

Consultant: Gerald Park, Urban Planner, 1221 Kapi'olani Boulevard, Honolulu, Hawai'i 96814. (808-596-7484)

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

**Permits
Required:** Waikiki Special District Permit (Major)

SBI Hawai'i Property One, Inc. proposes to develop a multi-family residential project on a site located at the corner of Ala Wai Boulevard and Namahana Street in Waikiki. The six-story multi-family structure will be 71 feet in height, and consist of four (4) residential levels with two (2) levels of parking below. Forty-four one-bedroom residential apartments of approximately 613 gross square-feet each are planned. All apartments will be rental units. Forty-six parking stalls will be provided and access to the project will be from Namahana Street. The perimeter of the building will be landscaped, and a private interior park will be developed for use by project residents and guests. The 23,750-square-foot project site consists of five (5) jointly developed lots, and is in the Apartment Precinct with a 300-foot height limit. The property is currently vacant; therefore no businesses or residents will be displaced.

A 14 month construction period is projected, which will commence after all necessary permits and approvals are obtained.

Coastal Zone News

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, Hawai'i 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.

(15) Wai'anae District Center

District: Wai'anae
TMK: 8-5-2: 12
Applicant: Honolulu Community Action Program, 1109 Maunakea St, 2nd Floor, Honolulu, Hawai'i 96813

**Approving
Agency:** Department of Planning and Permitting, 650 South King St., 7th Floor, Honolulu, Hawai'i 96813. Contact: Lynne Kauer (808-768-8016)

Consultant: Lou Chan & Associates, 725 Queen St., Ste. C-207, Honolulu, Hawai'i 96813. Contact: Lou Chan (808-596-7551)

**Permits
Required:** Special Management Area Use Permit, grading and stockpiling permit, building permit

The applicant, Honolulu Community Action Program (HCAP), a local non-profit organization, is proposing to renovate and expand their Wai'anae District Center Facility. Development includes the partial demolition and renovation of the existing 3,554-square-foot meeting facility (community center) building, a 6,500-square-foot addition to the building, a 30-stall parking lot, landscaping, and an underground irrigation system. The maximum height of the building is 20.5 feet. The 3.888-acre site is located at 85-555 Farrington Highway (Tax Map Key 8-5-2: 12) in Wai'anae, O'ahu. The site is in the P-2 General Preservation District with a

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25-foot height limit. Meeting facilities are not permitted in the P-2 District. However, the proposed expansion of the nonconforming meeting facility (community center) was allowed under a zoning variance (No. 2006/VAR-42), approved on March 1, 2007. The property is owned by the State of Hawai'i and leased to the HCAP, and is thereby subject to the environmental disclosure provisions of Hawai'i Revised Statutes (HRS) Chapter 343. The applicant indicates that the State Department of Land and Natural Resources Land Division declared the project exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1. The construction cost of the proposed project is estimated at two (2) million dollars. Construction will commence when all necessary permits and approvals are obtained and should take about one (1) year to complete.

(16) Chevron Products Company

District: 'Ewa
TMK: 9-1-14:10
Applicant: Chevron Products Company, 91-480 Malakole Street, Kapolei, Hawai'i 96707
Approving Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Lynne Kauer (808-768-8016)

Consultant: Gerald Park Urban Planner, 1221 Kapi'olani Boulevard, S-211, Honolulu, Hawai'i 96814
Permits Required: Special Management Area Use Permit, building permit

The applicant, Chevron Products Company, at the request of the U.S. Coast Guard Port Security Administration, is proposing to construct security improvements at the existing petroleum processing facility (Chevron Hawaii Refinery). The project consists of the installation of an eight (8)-foot-high chain link fence topped with a one (1)-foot-high stainless steel concertina wire and barbed tape, pedestrian and vehicular access gates, retractable bollards, and concrete barriers. Except for two (2) transition areas, the new fence will be installed inside the existing fence, along the *makai* side of the property. The existing security fence will not be removed or replaced, and no work is proposed to the existing jeep trail on the ocean side of the fence. The applicant indicates that the new fence will not encroach into the shoreline setback area. The 248.034-acre site is located at 91-480 Malakole Street (Tax Map Key 9-1-14: 10) in Wai'anae, O'ahu. The site is in the I-2 Intensive Industrial District with a 60-foot height limit. The construction cost of the proposed project is estimated at 300,000 dollars and funded by the United States Department of Homeland Security and Chevron Products Company. Construction will commence when all necessary permits and approvals are obtained and take about four (4) weeks to complete.

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 (Honolulu) or Kalaeloa (Barbers Point) Community Development District (587-2840).

Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: Makaha (8-4-4-6)	Additional panel antennas, dish antennas, BTS cabinets and other accessory structures to the existing telecommunications facility (2007/SMA-62)	T-Mobile West Corporation / Wireless Facilities, Inc. (Mark Bullard)
Honolulu: La'ie (5-5-2-4)	New six-foot high concrete rubble masonry (CRM) fence wall (2007/SMA-58)	James Rogers / Hopate Taufua
Kauai: Koloa (2-8-20-28)	Garage (SMA(M)-2008-6)	Richard Kersten
Maui: Wailea	Apartment renovation (SM2 20070071)	Gholkar, Satish K.
Maui: Lahaina (4-2-1-24)	Renovation (SM2 20070074)	Kimmey, Marie
Maui: (3-9-5-15)	Carport (SM2 20070091)	Tom Godfrey
Maui: (2-1-6-37)	Building I Type D/Garage (SM2 20070094)	Derek Kochi
Maui: Kihei (3-9-20-1)	Antenna facility (SM2 20070095)	Coral Wireless, LLC dba Mobi PCS
Maui: Kihei (3-9-1-13)	Antenna facility (SM2 20070096)	Coral Wireless, LLC dba Mobi PCS
Maui: (2-2-2-42)	Temp. Kihei Recycling Center (SM2 20070100)	County of Maui

Coastal Zone News

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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.

(17) U.S. Coast Guard Security Zone for Hawai'i Superferry at Kahului Harbor, Maui

Federal Action: Federal Agency Activity
Federal Agency: U.S. Coast Guard
Contact: Dr. Dennis Mead, 541-2129
CZM Contact: John Nakagawa, 587-2878
Location: Kahului Harbor, Maui
Proposed

Action: The U.S. Coast Guard is establishing a security zone for the Hawai'i Superferry within Kahului Harbor, including

the waters just outside the harbor. The security zone is intended to enable the Coast Guard and its law enforcement partners to better protect people, vessels and facilities in and around Kahului Harbor during Hawai'i Superferry operations. The security zone will be in effect 60 minutes prior to the arrival of Hawai'i Superferry and continue until 10 minutes after its departure, and is in addition to the moving 100-yard security zone around the vessel. The security zone will be in effect between 12:01 a.m. on December 1, 2007 and end at 11:59 p.m. on January 31, 2008. This temporary security zone may be extended for a two month period if sufficient protest is encountered.

Comments Due: December 24, 2007

Conservation Notices

Conservation District Use Permits

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
P.O. Box 621, Honolulu, Hawai'i 96809

While DLNR will make every effort to notify those interested in the subject Cдуа, it is not obligated to notify any person not strictly complying with the above requirements. For more information please contact the person listed below for DLNR Contact.

(18) Small-Scale Beach Nourishment (Spreckelsville)

File No.: SSBN MA-07-05
Applicant: Spreckelsville Beach Restoration Foundation, Inc.
Location: Spreckelsville, Maui
TMK: (2) 3-8-2-006 (seaward)
Proposed Action: Small-Scale Beach Nourishment (Cat II)
343, HRS determination: Blanket EA
Applicant's Contact: Patti Cadiz, Cirrus, LCC (808) 283-5070
Approving Agency: Department of Land and Natural Resources
DLNR Contact: Dolan Eversole, (808 587-0321)

(19) Waipake Land Consolidation (Hanalei)

File No.: Cдуа KA-3448
Applicant: Falko Partners LLC
Location: Waipake, Hanalei, Kaua'i
TMK: (4) 5-1-003:006, 010 & 028
Proposed Action: Consolidation of Land
343, HRS determination: Exempt
Applicant's Contact: Max W.J. Graham, (808 246-6962)
Approving Agency: Department of Land and Natural Resources
DLNR Contact: Kimberly Tiger Mills, (808 587-0382)

Shoreline Notices

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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 Barry Cheung at (808) 587-0430.

File No.	Date	Location	Applicant/Owner	TMK
OA-1200	11/19/2007	Lot 17, Kawailoa Beach Lots Section E, situated at Kawailoa, Waiialua, Island of O'ahu. Address: 61-803 Paipalooa Road Purpose: Building remodeling	DJNS Surveying & Mapping, Inc./Surf Development, LLC	6-1-004:094
OA-1201	11/19/2007	Lot 103, Land Court Application 1095, situated at Kahuku, Ko'olauloa, Island of O'ahu. Address: 57-323 Pahipahialua Place Purpose: Building remodelling	DJNS Surveying & Mapping Inc./Lichter-Marck Family Trust	5-7-003:056
OA-1202	11/23/2007	Lot 1006, Land Court Application 677 (Map 227), situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 123 Kailuana Loop Purpose: Building setback	Jaime F. Alimboyoguen/ Edwin Catmull	4-3-083:010
MA-393	11/14/2007	A portion of Lot 8, File Plan 302, situated at Hamakuapoko, Makawao, Island of Maui. Address: 33 Lae Place Purpose: SMA/Building permit	Akamai Land Surveying, Inc./Julie Catlett	2-6-008:010
HA-387	11/09/2007	Lot 2, being a portion of L.C. Aw. 7073, Ap.1, situated at Kahului 2nd, North Kona, Island of Hawai'i. Address: 75-5992 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Wesley & Kelley Huggett	7-5-019:030

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-1175	Proposed Shoreline Certification	Lot 1111, Land Court Application 1069 (Map 122), situated at Honouliuli, 'Ewa, Island of O'ahu. Address: 91-008 Hanua Street Purpose: Permitting	Towill, Shigeoka & Associates, Inc./Hawai'i Metamorphosis, LLC	9-1-026:026
OA-1190	Proposed Shoreline Certification	Lot 1148, Land Court Application 677 (Map 268), situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 782G N. Kalaheo Avenue Purpose: Building setback	Jaime F. Alimboyoguen/ 782 Kalaheo LLC	4-3-020:012
OA-1191	Proposed Shoreline Certification	Lot 758, Land Court Application 242 (Map 39), situated at Pu'uloa, 'Ewa, Island of O'ahu. Address: 91-061 Parish Drive Purpose: Building setback	Jaime F. Alimboyoguen/ Thelma Parish Trust	9-1-007:012
MA-381	Proposed Shoreline Certification	Lot 48, Makena Beach Lots, situated at Honua'ula, Makawao, Island of Maui. Address: 4532 Makena Road Purpose: SMA/Building permit	Akamai Land Surveying, Inc./Dwayne & Sharon Altman	2-1-011:020
HA-381	Proposed Shoreline Certification	Lot 1, North Kahalu'u Subdivision, being portion of R.P. 6856, L.C. Aw. 7713 Ap. 6, situated at Kahalu'u, North Kona, Island of Hawai'i. Address: 78-6596 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Indiana National Bank Trustee, et al.	7-8-014:055

Pollution Control Permits

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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 9586-4309; **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.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Covered Source Permit	Hawaiian Cement CSP No. 0311-03-C (Application for Renewal No. 0311-06)	Located at: 99-1100 Halawa Valley Street, Aiea, O'ahu	Comments Due: 12/23/07	Two Concrete Batch Plants, Specialty Products Plant & Portable Soil Screener
Clean Air Branch, 586-4200 NonCovered Source Permit	U.S. Army, THAAD NSP No. 0523-01-N (Application for Renewal No. 0523-04)	Located at: Pacific Missile Range Facility, Barking Sands, Kaua'i	Issued: 11/16/07	Two 2,000 kW Diesel Engine Generators, One 200 kW Diesel Engine Generator, One 546 HP Diesel Engine Generator, and One Backup 551 HP Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Kiewit Pacific Company Temporary CSP No. 0655-01-CT (Initial Application No. 0655-01)	Located at: Various Temporary Sites, State of Hawai'i	Issued: 11/20/07	357 TPH Portable Stone Quarrying and Processing Plant w/One (1) 1,275 kW Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	T.J. Gomes Trucking Company, Inc. NSP No. 0666-01-NT (Initial Application No. 0666-01)	Located at: Wailuku, Maui	Issued 11/21/07	280 TPH Mobile Screen with 99 hp Diesel Engine
Clean Air Branch, 586-4200, Covered Source Permit	Kaiser Moanalua Medical Center NSP No. 0665-01-N (Initial Application No. 0665-01)	Located at: 3288 Moanalua Road, Honolulu, O'ahu	Issued: 11/16/07	Two (2) 200 HP Boilers
Clean Air Branch, 586-4200, NonCovered Source Permit	US Army, 25 th Infantry Division Light CSP No. 0226-01-C (Initial Application No. 0226-01)	Located at: Schofield Barracks and Sheeler Army Air Field, Wahiawa, O'ahu	Issued: 11/15/07	Two (2) 14.6 MMBtu/hr Diesel Fired Boilers, One (1) 1,400 BHP Emergency Diesel Engine Generator, Three (3) Flexible Engine Diagnostic Test Stands and Various Insignificant Activities
Clean Air Branch, 586-4200 Covered Source Permit	Hawai'i Electric Light Company, Inc. CSP No. 0007-01-C (Application for Renewal No. 0007-04)	Located at: Keahole Generating Station, Keahole, Hawai'i	Comments Due: 12/16/07	Two (2) 20 MW Combustion Turbine Generators Heat Recovery Steam Generators and 16 MW Steam Turbine, Three (3) 2.5 MW Diesel Engine Generators, and One (1) 500 kW Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Navy Region Hawai'i CSP No. 0113-01-C (Application for Renewal No. 0113-03)	Located at: Waiawa Water Pumping Station, Pearl City, O'ahu	Comments Due: 12/16/07	One (1) 2.0 MW Combustion Turbine
Clean Air Branch, 586-4200, NonCovered Source Permit	U.S. Army, Theater High Altitude Area Defense (THAAD) NSP No. 0523-01-N (Application for Renewal No. 0523-04)	Located at Pacific Missile Range Facility, Barking Sands, Kaua'i	Issued: 11/16/07	Two (2) 2,000 kW Diesel Engine Generators, One (1) 200 kW Diesel Engine Generator, One (1) 546 HP Diesel Engine Generator, and One (1) Backup 551 HP Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Pacific Property & Development Corporation CSP 0607-01-CT (Application for Significant Modification No. 0607-02)	Located at: Various Temporary Sites, State of Hawai'i	Issued 11/21/07	Stone Processing Equipment

Revised Proposed Designation of Critical Habitat for 12 Species of Picture-Wing Flies From the Hawaiian Islands

The U.S. Fish and Wildlife Service (FWS), has revised its August 15, 2006, proposal to designate critical habitat for 12 species of Hawaiian picture-wing flies (*Drosophila aglaia*, *D. differens*, *D. hemipeza*, *D. heteroneura*, *D. montgomeryi*, *D. mulli*, *D. musaphilia*, *D. neoclavisetae*, *D. obatai*, *D. ochrobasis*, *D. substenoptera*, and *D. tarphytrichia*) under the Endangered Species Act of 1973, as amended (Act). In total, approximately 9,238 acres (ac) (3,738 hectares (ha)) fall within the boundaries of this revised proposed critical habitat designation. The revised proposed critical habitat is located in four counties (City and County of Honolulu, Hawai'i, Maui, and Kaua'i). The FWS will accept comments from all interested parties until January 28, 2008. FWS must receive requests for public hearings, in writing, by January 14, 2008. If you wish to comment on this revised proposed rule, submit your comments and materials by mail or hand-delivery to: Patrick Leonard, Field Supervisor, Pacific Islands Fish and Wildlife Office, U.S. Fish and Wildlife Service, 300 Ala Moana Boulevard, Room 3-122, P.O. Box 50088, Honolulu, Hawai'i 96850. For more information, call Patrick Leonard, Field Supervisor, Pacific Islands Fish and Wildlife Office, 300 Ala Moana Boulevard, Room 3-122, P.O. Box 50088, Honolulu, Hawai'i 96850; telephone 808-792-9400; facsimile 808-792-9581. If you use a telecommunications device for the deaf (TDD), call the Federal Information Relay Service (FIRS) at 800-877-8339 (see, 72 F.R. 67427, November 28, 2007)

(20) Security Zone for Kahului Harbor

The Coast Guard is creating a temporary security zone in the waters of Kahului Bay and Kahului Harbor, Maui, and on designated adjacent areas of land. This zone is intended to enable the Coast Guard and its law enforcement partners to better protect people, vessels, and facilities in and around Kahului Bay and Kahului Harbor during the transit of the Hawai'i Superferry. This rule complements, but does not replace or supersede, existing regulations that establish a moving 100-yard security zone around large passenger vessels like the Superferry. This rule is effective from 12:01 a.m. (HST) on December 1, 2007, through 11:59 p.m. (HST) on January 31, 2008. Comments and related material must reach the Coast Guard on or before December 19, 2007. You may submit comments and related material, identified by Coast Guard docket number USCG-2007-0093, by any of the three methods listed below. To avoid duplication, please use only one of the following methods: (1) Mail: Lieutenant Sean Fahey, U.S. Coast Guard District 14 (dl), Room 9-130, PJKK Federal Building, 300 Ala Moana Blvd., Honolulu, Hawai'i 96850; (2) Electronically through electronic mail to Lieutenant Sean Fahey at Sean.C.Fahey@uscg.mil using the subject line "Comment—Maui Security Zone;" (3) Telephone facsimile at (808) 541-2101; or (4) Online: <http://www.regulations.gov>. All comments will be reviewed as they are received. We may change this rule based on your comments. Documents indicated in this preamble as being available in the docket are part of docket USCG-2007-0093 and are available for inspection and copying at U.S. Coast Guard District 14 (dl), Room 9-130, between 7 a.m. and 3:30 p.m., Monday through Friday, except Federal holidays. For more information, contact Lieutenant Sean Fahey, U.S. Coast Guard District 14 at (808) 541-2106 (see, 72 F.R. 67251, November 28, 2007).