

# 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

January 23, 2008

## Request for Comments on Process Flow Charts

On pages 18 through 23 are two process flow charts for agency actions (Section 343-5(b), Hawai'i Revised Statutes) and applicant actions (Section 343-5(c), Hawai'i Revised Statutes). The flow charts are being proposed for inclusion and use in an upcoming edition of 2004 Guidebook. Please send corrections and or recommendations for improvement on the flow chart to the Office of Environmental Quality Control the address(es) shown on this page. For more information, please call (808) 586-4185.

## Environmental Council Meetings

The Environmental Council will be meeting on Wednesday, February 13, 2008, at 2:00 P.M. in the afternoon in Room 204, Leiopapa A Kamehameha, 235 S. Beretania Street, Honolulu, Hawai'i 96813. For agenda information please go to the following Uniform Resource Locator (URL) six calendar days before the meeting: <http://www.ehawaii.gov/dakine/index.html>. Look for the February 2008 calendar and click on February 13.



## American Planning Association Lunch Program

The American Planning Association, Hawai'i Chapter will be having a lunch program on January 23, 2008, featuring a panel of speakers consisting of: Messrs. Dean Uchida (Chamber of Commerce of Hawai'i); Douglas Meller of the Department of Transportation; and David Tanoue of the Department of Planning and Permitting. The topic will be Hawai'i's Environmental Review Law. The abstract for the program notes that "[r]ecent court decisions have created uncertainty as to what actions trigger the preparation of an environmental assessment (EA). For the public sector, this has created operational problems due to the volume of applications that must be reviewed with limited staff. For the private sector, the new interpretation has necessitated the preparation of EA's even for fully entitled projects and for projects that were previously exempt." For more information, please call Martha Spengler at (808) 545-2055.



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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, Hawaii 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, Hawaii 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 (EISP). (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 EISP is published in the this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISP 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 EISP 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 EISP (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-EISP 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/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

January 23, 2008

(1) Kumakua Affordable Housing Project (HRS 343  
DEA)

<b>District:</b>	North Kohala
<b>TMK:</b>	(3) 5-5-8; portion of 46
<b>Applicant:</b>	Hawai‘i Island Community Development Corporation, 100 Pau‘ahi Street, Suite 204, Hilo, Hawai‘i 96720. Contact - Keith Kato, (808) 969-1158 ext. 105
<b>Approving Agency:</b>	County of Hawai‘i, Office of Housing and Community Development, 50 Wailuku Drive, Hilo, Hawai‘i 96720. Contact - Noel Fujimoto, (808) 961-8379)
<b>Consultant:</b>	Brian T. Nishimura, Planning Consultant, 101 Aupuni Street, Suite. 217, Hilo, Hawai‘i 96720. Contact - Brian Nishimura (808) 935-7692)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
<b>Permits required:</b>	Underground Injection Control-Approval of Drywells- Department of Health, Approval of Construction Plans (Water Supply, Public Works, State Department of Transportation, Highways Division), Subdivision Approval – Planning Department

The Hawai‘i Island Community Development Corporation (HICDC) is proposing to develop an affordable housing project on approximately 15 acres of land on TMK No. (3) 5-5-08: portion of 46. The property is located on the north side of the Akoni Pule Highway, approximately 0.5 mile east of the Akoni Pule Highway-Hawi Road intersection, Pahoa land division, North Kohala, Island of Hawai‘i. The project site is on a 15 acre portion of the parcel which consists of 31.21 acres. The proposed project will consist of 48 self-help single family dwelling units and 32 senior housing rental units. A minimum of 51% of the self-help single family dwelling units will be marketed to families earning less than 80% of the median family income and a portion of the units will be marketed to families earning between 80% to 140% of the median family income. Access to the project will be from an interior subdivision roadway connecting to the Akoni Pule Highway. All necessary utilities and improvements including electricity, roads and water system are available from the Akoni Pule Highway. Sewage disposal will be handled by on-site septic systems meeting with the approval of the Department of Health. The proposed project will be built incrementally with 24 single family dwelling units each in 2007 and 2008, respectively. The 32 senior housing rental units are expected to be completed and occupied by the summer of 2008. The total cost of the proposed project is estimated at approximately \$10 million.



A map of the Akoni Pule Highway area, specifically the Pahoa land division in North Kohala. The map shows the highway running horizontally across the center. To the west is the Kailua-Kona area, and to the east are Waimea Bay, Kamilo Point, and Hilo. Several bays are labeled: Elikole Bay, Kailua Bay, Kaitio Beach, Ohiomano Bay, Moli'i Bay, and Pepee Bay. A red arrow points to a specific location on the highway near the intersection with the Hawi Road, which is marked with a red number '1'. Another red arrow points to a location further down the highway, marked with a red number '4'.

## (2) Kohala Mountain Watershed Management Project (HRS 343 DEA)

<b>District:</b>	North Kohala
<b>TMK:</b>	Various (please see the DEA)
<b>Applicant:</b>	Kohala Watershed Partnership, c/o 19 East Kawili Street, Hilo, Hawai'i, 96720. Contact – Melora Purell, (808 333-0976)
<b>Approving Agency:</b>	State Department of Land and Natural Resources, 1151 Punchbowl Street, Room 325, Honolulu, Hawai'i, 96813. Contact – Christine Ogura (808 587-0058)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
<b>Permits Required:</b>	CDUA-BI NR Approval, Special Management

The Kohala Watershed Partnership (KWP), composed of Kahuâ Ranch, Kamehameha Schools, Laupâhoe Hoe Nui, LLC, Parker Ranch, Ponoholo Ranch, Queen Emma Land Company, the State of Hawai'i Department of Hawaiian Home Lands, the State of Hawai'i Department of Land and Natural Resources, and Surety Kohala Corporation with associate partners including the Hawai'i County Department of Water Supply and The Nature Conservancy, proposes the implementation of a management plan to guide watershed actions over the roughly 65,000 acre area of the KWP. The overall goal of the plan and proposed actions are to maintain a healthy watershed and all its related ecosystem values and functions (e.g. ecological, economic, sociocultural). As such, management actions are directed at the major threats facing Kohala's watershed: feral ungulates (hooved animals such as pigs and cattle) and other non-native animals (such as rats and aquatic invasives), invasive plant species (such as banana poka and Kahili ginger), wildfire, and incompatible human activities. Primary management goals are: 1) protection of water resources; 2) prevention of new introductions and control of existing invasive plant species; 3) control of non-native animal populations; 4) native habitat and species protection; 5) wildfire management; and 6) management and promotion of compatible public uses. Major management actions related to these goals are fencing, feral animal removal, invasive species control, outplanting and restoration, monitoring and surveys, research, and infrastructure support and maintenance. The project is anticipated to have primarily positive effects for Kohala's Mountain, its watershed, and the surrounding communities.



# Hawai'i Notices

January 23, 2008

## (3) Hamakua Highway Maintenance Baseyard (HRS 343 FEA-FONSI)

<b>District:</b>	Hamakua
<b>TMK:</b>	(3) 4-2-5: portion of 1
<b>Proposing Agency:</b>	County of Hawai'i, Department of Public Works, 101 Pau'ahi Street, Suite 7, Hilo, Hawai'i 96720-8360. Contact - David Yamamoto, (808 961-8466)
<b>Determination Agency:</b>	Same as Above
<b>Consultant:</b>	Brian T. Nishimura, Planning Consultant, 101 Aupuni Street, Suite 217, Hilo, Hawai'i 96720. Contact - Brian Nishimura, (808 935-7692)
<b>Status:</b>	Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI)
<b>Permits Required:</b>	Approval of a Special Permit – Hawai'i County Planning Commission, Construction Plans - Public Works, Planning)

The County of Hawai'i, Department of Public Works (DPW) is proposing to develop a Highway Maintenance Baseyard on approximately 14.9 acres of land in the district of Hamakua, Island of Hawai'i. The property involved is situated approximately one mile east of Paauilo Village along the south (mauka) side of the Hawai'i Belt Road (Highway 19) at Koholale, Hamakua, Island of Hawai'i, Tax Map Key 4-2-05: portion of 1. The project site is part of a 1,040 acre parcel obtained by the County of Hawai'i from the Hamakua Sugar Company during bankruptcy proceedings as part of the settlement for unpaid taxes. The property was utilized for the cultivation of sugar but has remained fallow since the close of the sugar company in 1994. The project area has been cleared and a chain link fence has been erected on a portion of the property. The highway maintenance baseyard will include a maintenance building approximately 40' x 100', a warehouse building approximately 40' x 120', a fueling station, parking spaces for at least 30 vehicles and trucks, a paved access road and fencing. The facility is being designed to accommodate approximately 43 employees, the various vehicles, equipment, materials and supplies utilized by the road maintenance crew. The current equipment and vehicle inventory includes (1) grader, (1) front end loader, (1) back hoe, (5) dump trucks, (3) crew cab dump trucks, (2) flat bed trucks, (1) pick-up truck, (5) grass cutters, (1) roller and (1) front end sweeper. The roadway connection to the State Highway and the interior turning radius within the facility have been designed to accommodate a low boy trailer which will be utilized periodically to transport equipment to and from project sites. The estimated construction cost for the proposed project is \$2.4 million. Construction is expected to commence in the first quarter of 2008, and be completed by the end of the year.

## (4) Kona Commons (HRS 343 DEA)

<b>District:</b>	North Kona
<b>TMK:</b>	(3) 7-4-08: portion of 02; (3) 7-4-015: portion of 15 and 22; (3) 7-4-10
<b>Applicant:</b>	Queen Lili'uokalani Trust, 1100 Alakea Street, Suite 1100, Honolulu, Hawai'i 96813. Contact: Ms. LeeAnn Crabbe, (808 203-6150)
<b>Approving Agency:</b>	County of Hawai'i Planning Department, 101 Pau'ahi Street, Suite No. 3, Hilo, Hawai'i 96720. Contact - Mr. Christopher Yuen, (808 961-8288)
<b>Consultant:</b>	Belt Collins Hawaii Ltd., 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819. Contact - Ms. Susan Sakai, (808 521-5361)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
<b>Permits Required:</b>	QLT has obtained the major discretionary State and County approvals. Other required approvals include State DOT approval of the Eho Street/ Queen Ka'ahumanu Highway connection described below; grading permit (approved for Kona Commons site, pending for Eho Street site); subdivision (tentative approval granted, final approval expected); Underground Injection Control (UIC) well permit (approved for Kona Commons, pending review for Eho Street site); update of National Pollutant Discharge Elimination System (NPDES) General Permit (granted); County building permit(s); and agency approval of construction plans.

Queen Lili'uokalani Trust (QLT) proposes to develop approximately 67 acres in Kailua-Kona for commercial/retail use. Kona Commons would involve construction of buildings and infrastructure. Connection of the Eho Street extension to Queen Ka'ahumanu Highway (a condition of County zoning approval) and installation of a waterline in the Queen Ka'ahumanu Highway right-of-way trigger this environmental review. Phase I (about 134,800 SF) would be completed in 2008. Phase II (approximately 177,245 SF) would be completed in 2009. Completion of Phase III (~300,000 SF) is expected by 2012, subject to market demand. No significant environmental impacts are expected from the proposed action. A cultural impact assessment did not disclose adverse effects. QLT will preserve *maiapilo* habitat and assure access for gathering of this plant, which is neither threatened nor endangered. Development will proceed in accordance with an approved burial treatment plan and an archaeological monitoring plan submitted to the State. Improvements incorporated into the project are designed to avoid or minimize potential traffic impacts. No action would result in the site remaining vacant rather than developed for mixed use commercial and industrial uses or possibly reverting back to its previous Limited Industrial zoning and the uses permitted by such zoning. Therefore, the expected determination is a Finding of No Significant Impact (FONSI).

# Hawai'i Notices

January 23, 2008

## (5) Kanoelehua Commercial Center & Industrial Park (HRS 343 DEA)

<b>District:</b>	South Hilo
<b>TMK:</b>	2-1-12: 41, 63, 70, 71 (POR.) AND 149 (POR.)
<b>Proposing Agency:</b>	State of Hawai'i, Department of Hawaiian Home Lands, Land Management Division, P.O. Box 1879, Honolulu, Hawai'i 96805. Contact - Peter "Kahana" Albinio, Jr. (808 587-6429)
<b>Determination Agency:</b>	Same as above.
<b>Consultant:</b>	PBR Hawai'i, 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, Hawai'i 96813. Contact - Vincent Shigekuni (808 521-5631)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.
<b>Permits Required:</b>	NPDES, building/grading, FAA application for proposed construction, plan approval, consolidation & re-subdivision.

The Department of Hawaiian Homelands (DHHL) proposes development of a 25.4-acre industrial, industrial/commercial mixed use or retail complex adjacent to Hilo International Airport. DHHL and the Department of Land & Natural Resources (DLNR) are the owners of the subject parcels, although two of the parcels have been transferred to other state agencies, one to DOT for use by its Airports division and the second to DBEDT for Foreign Trade Zone use. The land was used as a military base until 1947, but has been vacant since that time. The subject area forms a roughly triangular shape, bordered on the west by Kanoelehua Avenue and on the southeast by the old Hilo Airport terminal area facilities. To the north lies vacant land and to the south are industrial uses and small businesses. It is within the State Land Use Urban District and zoned ML-20 (Limited Industrial) by Hawai'i County. Three alternatives were proposed and evaluated for development of the property. The first was a Large Retail Alternative, which included approximately 800 parking stalls. The second alternative was an industrial/commercial mix or industrial/service showroom mixed development, to include 32 industrial lots and a commercial area for one medium retail building at 15-40,000 square feet or possibly two 15-25,000 square foot small retail buildings. The third alternative was a traditional industrial subdivision with a high concentration of smaller half-acre parcels. All three alternatives include the extension of Pi'ilani Street from Kanoelehua Avenue to access the site.



## (6) University of Hawai'i at Hilo (UHH) College of Pharmacy (HRS 343 FEA-FONSI)

<b>District:</b>	South Hilo
<b>TMK:</b>	(3) 2-4-01:41 (portion) and 2-4-01:07 (portion)
<b>Proposing Agency:</b>	State of Hawai'i, University of Hawai'i at Hilo, 200 West Kawili Street, Hilo, Hawai'i 96720. Contact – Lo-Li Chih, (808 974-7595)
<b>Determination Agency:</b>	Same as Above
<b>Consultant:</b>	PBR Hawai'i, 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, Hawai'i 96813. Contact – Vincent Shigekuni (808 521-5631)
<b>Status:</b>	Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI)
<b>Permits Required:</b>	Building/Grading, Water, Sewer, Drainage, NPDES, Use Permit, and ADA Accessibility.

UHH is proposing to construct a College of Pharmacy within the UHH University Park to support the growing demand for a comprehensive pharmacy education center based in the Pacific Island region. Once established, the school will offer a four-year program of study leading to a doctor of pharmacy degree. The goal and objective of the project is to provide facilities for the proposed College of Pharmacy within the 2008 Fall Semester. The UHH University Park is located adjacent to and mauka of the UHH campus. The environmental impacts of the development of the University Park were addressed in the Final Environmental Assessment Research and Technology Park at the University of Hawai'i at Hilo (April 1989) and the University of Hawai'i at Hilo University Park Final Environmental Impact Statement (September 1997). The University Park is already improved with paved streets and underground utilities. There are other "tenants" already operating within the park including Imiloa, various astronomy tenants and the adjoining College of Tropical Agriculture and Human Resources (CTAHR). UHH has determined that the proposed College of Pharmacy will not have significant environmental effects and has issued a Finding of No Significant Impact (FONSI).



# Maui and Moloka'i Notices

January 23, 2008

## (7) Proposed Maui Community College Swap Meet Improvements (HRS 343 DEA)

<b>District:</b>	Wailuku
<b>TMK:</b>	(2) 3-8-007:040 (por.) and 125 (por)
<b>Applicant:</b>	Maui Exposition, Inc., P.O. Box 1542, Kahului, Hawai'i 96733. Contact – Wil Wong, (808 877-3100)
<b>Approving Agency:</b>	University of Hawai'i, Maui Community College, 310 Ka'ahumanu Avenue, Kahului, Hawai'i 96733. Contact – David Tamanaha (808 984-3253)
<b>Consultant:</b>	Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact – Erin Mukai, (808 244-2015)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.
<b>Permits Required:</b>	NPDES, County SMA Use Permit, Grading, Building and Special Flood Hazard Area Development Permits.

Under a lease agreement with the University of Hawai'i, Maui Community College (MCC), Maui Exposition, Inc. (MEI), applicant, proposes to establish the Maui Swap Meet on the MCC Campus at Kahului, Hawai'i. The subject property is owned by The University of Hawai'i and is identified as Tax Map Key (TMK) (2) 3-8-007:040 (por.) and 125 (por.). The project site encompasses an area of approximately 4.5 acres and is bounded by Kahului Beach Road to the north and Wahine Pio Avenue to the west. Access to the site will be provided via Wahine Pio Avenue. The subject property is currently used, and will continue to be used as a drainage retention basin. In order to accommodate the swap meet use, MEI proposes the following improvements: clear, grub and grade the site to expand the existing drainage retention basin in a northeasterly direction; create a berm for the retention basin; install asphaltic concrete walkways, and a service driveway within the basin; and construct a new 6-foot high chain link fence along the project perimeter with two (2) double swinging gates and two (2) single swinging gates. The estimated project valuation is \$296,000.00. The existing Maui Swap Meet is currently located to the south of Pu'unene Avenue and Kamehameha Avenue in Kahului. However, the redevelopment of the existing site for a County affordable housing project has caused the relocation of the swap meet site to MCC. The swap meet is held every Saturday from the hours of 7:00 a.m. to 12:00 p.m. Approximately 200 vendors sell their merchandise at the existing swap meet location, and approximately 3,200 people attend the swap meet each Saturday. The proposed MCC site will have the capacity to accommodate approximately 225 vendors and the hours of operation will be from 7:00 a.m. to 1:00 p.m. every Saturday.



## (8) Ke Kani Kai (HRS 343 DEA)

<b>District:</b>	Makawao
<b>TMK:</b>	(2) 2-1-005:117
<b>Applicant:</b>	Pine State Limited, Room 1307-1308 Dominion Centre, 43-59 Queens Road East, Wan Chai, Hong Kong. Contact - Greg Kaufman (808 283-7704)
<b>Approving Agency:</b>	Planning Department, County of Maui, 250 South High Street, Wailuku, Hawai'i 96793. Contact - Paul Fasi (808 270-7814)
<b>Consultant:</b>	Mr. Greg Kaufman, 6699 Makena Road, Kihei, Hawai'i 96753 (808 283-7704)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
<b>Permits Required:</b>	Change-in-Zone, Special Management Area, Community Plan Amendment, District Boundary Amendment.

This is an application(s) for a 2-lot subdivision of approx. 1.3 acres. No construction/development is proposed. The required permits are listed above. The "trigger" for Chapter 343 is the Community Plan Amendment. A FONSI is anticipated.

## (9) Eradication of Rats from Mokapu Island (HRS 343 FEA-FONSI)

<b>District:</b>	Kalawao
<b>TMK:</b>	2-6-1-01 on Mokapu
<b>Proposing Agency:</b>	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: Scott Fretz (808-587-4187)
<b>Determination Agency:</b>	Same as above.
<b>Consultant:</b>	Environmental Planning Strategies, Inc; 17405 246th Avenue; Pleasant Valley, Iowa 52767, Contact: Judith Lee (563-332-6870)
<b>Status:</b>	Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
<b>Permits Required:</b>	DOFAW permit for work in State Seabird Sanctuary; State Dept of Agriculture permit for rodenticide aerial broadcast.

# Maui & Moloka'i Notices

January 23, 2008

The USFWS and DLNR are joint lead agencies on this EA per NEPA, and DLNR is the approving agency per HRS 343. The proposed action is to eradicate introduced rats from Mokapu Island, located off the north shore of Moloka'i, using aerial broadcast of the rodenticide diphacinone. Mokapu is a Hawai'i State Seabird Sanctuary managed by DOFAW. The draft EA also included rat eradication from 'Alau Island, located off the east end of Maui. However, 'Alau was deleted from the final EA because recent rodent surveys failed to confirm anecdotal reports of rodents. Mokapu operations would be conducted during the winter when few people fish in the area, rodents are not breeding, and alternate rodent foods and migratory, non-target species are scarce. If monitoring indicates that diphacinone has not eradicated



all rats, bait containing brodifacoum could be used the following winter. The public would be advised before any aerial broadcast and environmental sampling would be conducted after the broadcast to test for rodenticide residues. The project objective is to eradicate rats so

that native plants, insects and seabirds can be restored in a predator-free environment. Mokapu supports some of the best native coastal plant habitat in the state, including habitat for a threatened plant (*Peucedanum sandwicense*) and other rare plants. DOFAW and USFWS issued separate FONSI documents for this project. The Office of Planning determined that this project is consistent with the Coastal Zone Management Act. SHPD concurred that the project will not cause adverse effects to historic properties.

## O'ahu Notices

### (10) Central O'ahu Wastewater Facilities Plan (HRS 343 DEIS)

**District:** Wahiawa  
**TMK:** 7-03-07:002, 001; 7-1-01:por.008, 020, 021  
**Proposing Agency:** Department of Design & Construction, City & County of Honolulu, 650 South King Street, Honolulu, Hawai'i 96813. Contact – Jay Hamai (808 768-8750)

**Accepting Authority:** Department of Planning & Permitting, City & County of Honolulu, Honolulu, Hawai'i 96813. Contact – Henry Eng (808 768-8000)

**Consultant:** The Limtiaco Consulting Group, 650 Iwilei Road, Suite 208, Honolulu, Hawai'i 96817. Contact – John Katahiro (808 596-7790)

**Comment Deadline:** March 8, 2008  
**Status:** Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the proposing agency with copies to the accepting authority, consultant and OEQC.

**Permits Required:** U.S. Army Corps of Engineers Section 404, Permit, National Pollutant Discharge Elimination System Permit, Community Noise Permit, Community Noise Variance, Clean Water Act Section 401 Water Quality Certification, Permit to Perform Work within a State Highway Right-of-Way, Stream Channel Alterations and Diversion Works Permit, Conformance with Accessibility Guidelines, Building Permit, Permit to Excavate a Public Right-of-Way/Trenching Permit, Grubbing,k Grading and Stockpiling Permit, Erosion Control Plan/Best Management Practices, Repaving Plan, Street Usage Permit, Construction Dewatering Permit, Permit to Discharge Effluent (Non-Storm Water), Detour Plans/Traffic Control Plans.

The City and County of Honolulu, Department of Design and Construction (DDC) is responsible for the planning, design, and construction of municipal wastewater systems on the island of O'ahu. The City and County of Honolulu, Department of Environmental Services is responsible for the control, management, operation and maintenance of these facilities. The DDC proposes to improve wastewater facilities that serve the Central O'ahu area defined by the communities of Wahiawa, Whitmore Village and Naval Computer and Telecommunications Area Master Station Pacific (NCTAMS PAC). Wastewater system options are being developed as part of the planning process for the Central O'ahu Wastewater Facilities Plan (COWFP) and its corresponding Environmental Impact Statement (EIS). The COWFT and its corresponding EIS will examine wastewater facilities in the project area. Project actions envisioned (such as the improvement, modification, and/or replacement of municipal wastewater facilities in the Wahiawa and Whitmore Village area) primarily involve the Wahiawa wastewater collection system, the wastewater treatment plant (WWTP) sserving Wahiawa and Whitmore Village and its effluent disposal options, and Wahiawa Reservoir (Lake Wilson). Implementation of the COWFP or facilities plan is the “proposed action” being evaluated in this EIS, and the DDC is developing the COWFP in conjunction with the EIS to encourage public participation for this project. The facilities plan will consider alternatives and recommendations that may be programmed and implemented through the year 2020. The EIS will examine potential impacts of the project on the natural and man-made environment and propose mitigation measures to alleviate these impacts.

### (11) Kalihi-Nu'uana Area Sewer Rehabilitation (HRS 343 DEA)

**District:** Honolulu  
**TMK:** Various  
**Proposing Agency:** City and County of Honolulu, Department of Design and Construction, 650 South King Street, Honolulu, Hawai'i 96813. Contact - Mr. Jay Hamai - (808 768-8750)

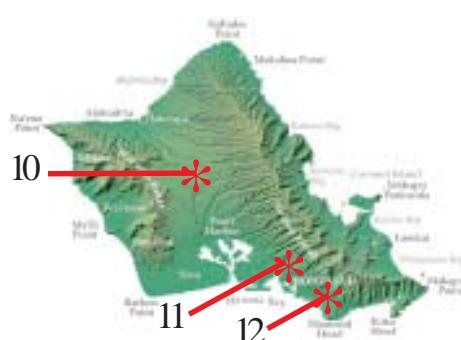
# O'ahu Notices

January 23, 2008

## (12) Manoa Public Library Expansion & Site Improvements Job No. 12-36-6364 (HRS 343 DEA)

<b>Determination</b>	
<b>Agency:</b>	Same as above.
<b>Consultant:</b>	Kimura International, Inc., 1600 Kapi'olani Boulevard, Suite 1610, Honolulu, Hawai'i 96814. Contact - Ms. Leslie Kurisaki (808 944-8848)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
<b>Permits Required:</b>	HRS Section 6E Historic Preservation Review, NPDES, and other City & County construction-related permits.
<b>District:</b>	Honolulu
<b>TMK:</b>	2-9-23: 25 (& Portion of 24)
<b>Proposing Agency:</b>	State of Hawaii, Department of Accounting and General Services, Project Management, P.O. Box 119, Honolulu, Hawai'i 96810-0119. Contact - Ricky Sasaki (808 586-0474)
<b>Determination</b>	
<b>Agency:</b>	Same as above.
<b>Consultant:</b>	Architecture Plus Inc., 400 Hobron Lane, # 303, Honolulu, , Hawai'i 96815. Contact - Gary K. Kawakami, (808 945-2311)
<b>Public Comment Deadline:</b>	February 22, 2008
<b>Status:</b>	Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.
<b>Permits Required:</b>	Building, Zoning Waiver, Grading

The City and County of Honolulu ("City") Department of Design and Construction is proposing rehabilitation of selected sewer lines in the Kalihi and Nuuanu areas of Honolulu. The project is part of the City's long-term effort to upgrade and rehabilitate Honolulu's aging sewer system. Sewage spills and leaks have been an ongoing problem in the Kalihi and Nuuanu areas, due to the age and poor physical condition of the sewers. The project involves two primary construction methods to either replace the existing lines with new lines, or rehabilitate the lines in place. Conventional, open-cut trenching will be used when sewer lines are to be replaced or upsized. However, about 60 percent of the work can be accomplished with a less invasive, "trenchless" technology, involving a "cured-in-place pipe" (CIPP) liner. With this method, work is done through the manholes, which is less costly and less disruptive to the surrounding area than conventional trenching. The recommended sewer improvements have been prioritized, and the "high priority" rehabilitation work is targeted for completion by the end of 2009. During construction, the project will result in noise, air quality, and traffic impacts. These temporary impacts will shift to different locations within the project area as each sewer line segment is completed. The environmental impacts will generally be greater with the work involving trenching than with the CIPP method. There will be minimal disruption to sewer service with either method. Because most sewer lines are located within public roads, there will be lane closures and diversion of traffic. Where necessary, traffic flow will be directed by construction workers or special duty police officers, and appropriate warning signs and devices will be employed. Access for local traffic and emergency vehicles will be maintained at all times. Residents and businesses in the affected areas will be notified of the sewer work in advance through flyers, press releases, and an informational website. Traffic advisories will also be provided in advance. Archaeological monitoring will be conducted when the project requires trenching in areas where archaeological or cultural resources may be encountered. A monitoring plan is being prepared and will be approved by the State Historic Preservation Division. Overall, the proposed sewer improvements will have a positive long-term impact on the environment by correcting conditions that have led to sewer spills and backups. The City anticipates a finding of Finding of No Significant Impact (FONSI).



The Hawaii State Public Library System (HSPLS) is proposing to demolish the existing Manoa Public Library (MPL) located in Manoa, Honolulu, Oahu, and construct a new, larger library facility at the existing site in order to alleviate a shortage of operating and patron space. The reconstruction of the existing library building has been determined as the best alternative and will bring the facility closer to meeting HSPLS specifications and standards. The proposed new, larger library facility will be of similar construction materials and provide approximately 14,000 sf. This size facility is proposed based on re-use of the existing library site as the best alternative and in consideration of various constraints posed by land-use regulations and the wishes of the Manoa community to maintain the current residential character of the area. The proposed new library facility will include increased reading, story telling, reference, book shelf, work areas and will also include an assembly space which the library plans to make available for public use on a controlled basis. Design of the new facility will be with the goal of qualifying for LEED (Leadership in Energy and Environmental Design) Silver Certification.

Various community groups and government agencies were solicited for comments and participation in planning and there is strong support for this action as the library is a very popular and highly used community facility. No significant socio-economic, health, safety, vehicular, cultural, historic or environmental impacts are anticipated by proceeding with the proposed reconstruction of the Manoa Public Library building.

# Kaua'i Notices

January 23, 2008

## (13) Wainiha Booster Pump Station Renovation and Ha'ena Steel Tank Renovation (HRS 343 FEA-FONSI)

<b>District:</b>	Hanalei
<b>TMK:</b>	5-8-002:007 (Booster Station) & 5-8-002: 003, Lot 1 (Ha'ena Steel Tank)
<b>Proposing Agency:</b>	County of Kaua'i, Department of Water, 4398 Pua Luke Street, Lihu'e, Hawai'i 96766. Contact - Keith Fujimoto, (808 245-5449)
<b>Determination Agency:</b>	Same as above.
<b>Consultant:</b>	Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, Hawai'i 96826. Contact - John Sakaguchi, (808 946-2277)
<b>Status:</b>	Final environmental assessment (Hawai'i (FEA) and Finding of No Significant Impact (FONSI)
<b>Permits Required:</b>	Office of Conservation and Coastal Lands Department permit; Building permit

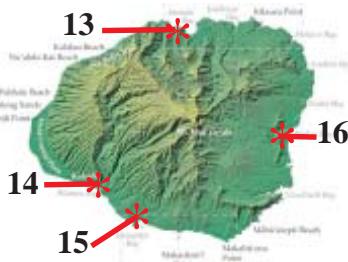
The County of Kaua'i, Department of Water (DOW), the agency responsible for management, control, and operations of the County's water system, is proposing to renovate and improve the Wainiha Booster Pump Station by construction of: a 144 square-foot above grade booster pump station, a 50-foot long, about 6 feet high, retaining wall; security fencing, and related improvements on a DOW-owned parcel adjacent to the existing below-grade booster pump station. In addition, an approximately 12-foot high retaining wall would be constructed around the existing 100,000-gallon Ha'ena Steel Tank which is located at the end of a 400-foot long unimproved road which connects Booster Station and Steel Tank. The DOW intends to pave the 400-foot long connecting road to improve the accessible route between the two DOW facilities, especially during raining conditions. The Wainiha Booster Pump Station and Ha'ena Steel Tank project site is located in the Hanalei District of Kaua'i, about 3.4 miles west of Hanalei on the north side of Wainiha Powerhouse Road, about 900 feet west or mauka of Kuhio Highway, the main roadway along the North Shore of Kaua'i. The Booster Station is located within lands owned by the County of Kaua'i and identified as TMK: 5-8-002:007. The connecting road and Ha'ena Steel Tank are located on privately-owned land identified as TMK: 5-8-002:003. The new Booster Pump Station project site will occupy an area of about 625 square feet, within the 2,275-square foot DOW-owned parcel. The Booster Pump Station project site will occupy an area which was previously cleared during construction of the existing below-grade booster station. The Ha'ena Water Tank was constructed in 1970's by the DOW. The Wainiha Booster Pump Station is needed to replace the existing one which was constructed below-grade. The existing below grade station has several drawbacks as it is difficult to maintain and often floods during rainy conditions. The new Booster Station will alleviate both these drawbacks and will allow placement of the electrical controls and instrumentation inside the building for weather protection. The approximately 12-foot high retaining wall is needed at the Ha'ena Tank project site to construct an access road around the tank for maintenance purposes. Since the Booster Station

project site has been previously cleared, construction activities would primarily be related to construction of the above ground booster station and placement of the retaining wall. The Steel Tank retaining wall will require cutting away an embankment for placement of the 12-foot high wall. These activities will create dust and noise while work occurs on the project site. Once operational, the only activity would be occasional visits by DOW personnel to perform periodic monitoring and maintenance functions.

## (14) Kapilimao 0.5-Million Gallon Storage Tank, Waimea, Kaua'i, Hawai'i (HRS 343 FEA-FONSI)

<b>District:</b>	Waimea
<b>TMK:</b>	1-2-002:001
<b>Proposing Agency:</b>	County of Kaua'i, Department of Water, 4398 Pua Luke Street, Lihu'e, Hawai'i 96766. Contact - Keith Fujimoto, (808 245.5449)
<b>Determination Agency:</b>	Same as above
<b>Consultant:</b>	Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, Hawai'i 96826. Contact - John Sakaguchi, (808 946-2277)
<b>Status:</b>	Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
<b>Permits Required:</b>	Use Permit, Building Permit, NPDES Hydrotest, NPDES-NOI for General Permit for Discharge of Stormwater Associated with Construction Activities

The County of Kaua'i Department of Water (DOW) is proposing to construct a 0.5-Million Gallon Storage Tank and an emergency generator building in Kapilimao Valley, Kekaha, Waimea, Kaua'i, Hawai'i. The tank will be constructed of reinforced concrete and will be about 20 feet high with an outer wall diameter of approximately 72 feet, and an inner wall diameter of 69 feet. The emergency generator building will be approximately 375 square feet in size. To account for the hillside location, excavation and grading will be required to provide a stable base for the tank. A 12-foot wide asphalt concrete (AC) paved access driveway will be constructed to connect the tank with the Kapilimao Valley Well (State Well No. 5841-02) and pump station complex constructed in 2002 by the DOW. The 0.5-MG tank will be sited at about elevation 178 feet mean sea level (msl) and will be located about 200 feet northwest of the existing Kapilimao Valley well and pump station complex sited at elevation about 130 feet msl. The tank will be part of the Kekaha-Waimea water system which services approximately 1,600 customers, including residential and commercial areas in Waimea and Kekaha, Waimea High School, Waimea Intermediate School, and the Waimea Plantation Cottages. The 0.5-MG tank project site has not been previously cleared. Construction activities will primarily be related to clearing, grubbing, and grading the project site and construction of the reinforced concrete tank, connecting pipe lines, perimeter and AC paved access driveway, drainage system, perimeter chain link fence and emergency generator building. These activities will create dust and noise while work occurs on the project site.



# Kaua'i Notices

January 23, 2008

Once operational, the only activity at the site will be occasional visits by DOW personnel to perform periodic monitoring and maintenance functions.

## (15) 'Ele'ele Facility Plan (HRS 343 DEA)

**District:** Koloa  
**TMK:** Various  
**Proposing Agency:** County of Kaua'i, Department of Public Works, Division of Wastewater Management, 4444 Rice Street, Suite 500, Lihu'e, Kaua'i, Hawai'i 96766. Contact - Mr. Edward Tschupp, (808 241-6610)

**Determination Agency:** Same as above.  
**Consultant:** Fukunaga & Associates, Inc., 1388 Kapi'olani Boulevard, 2nd Floor, Honolulu, Hawai'i 96814. Contact - Andrew Amuro, (808 944-1821)

**Public Comment Deadline:** February 22, 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:** National Pollutant Discharge Elimination System Permit, State of Hawaii, Department of Health (if required, based on Contractor's construction methods), NPDES Stormwater, Construction Dewatering, Hydrotesting Permits, Underground Injection Control (UIC) Permit, Building Permit, Grading Permit, Pressure Vessel and Boiler Permit, Fuel Storage Tank permit, Wastewater Management Permit, Conditional Use Permit, Noncovered Stationary Source for Permit (modification/update), Water Quality Certification, Community Noise Permit, Notification of Renovation and Demolition Permit, Well Construction Permit

The purpose of this project is to develop a comprehensive wastewater facility plan for the 'Ele'ele Wastewater Treatment Plant (WWTP) and associated sewer system serving the 'Ele'ele, Hanapepe, and Port Allen areas. The County of Kaua'i, Department of Public Works, Division of Wastewater Management proposes improvements to 'Ele'ele WWTP, sewer pump stations, and sewer system. The planning period of this project encompasses from the present to the year 2025. The project report will be used to help improve water quality, protect public health, and accommodate planned future growth. The plan includes estimation of the future wastewater flow based on population growth estimates up to the year 2025 and consultation with State and County agencies; evaluates future wastewater treatment and effluent disposal alternatives; and estimates costs and pricing data for the alternatives. These considerations will be used to determine the timing and need for expansion of the 'Ele'ele WWTP and other construction within the 'Ele'ele wastewater system. Short-term impacts are associated with the construction activities at each of the project sites. These are not anticipated to be significant; and will be controlled and minimized by Federal, State, and County of Kauai laws, regulations, best management prac-

tices, and monitoring of construction by County inspectors. This project addresses repairs, replacement and improvements in the conveyance and treatment capabilities of the Wailua Sewer System. No negative long-term impacts are anticipated.

## (16) Wailua Homestead Development (HRS 343 DEA)

**District:** Wailua  
**TMK:** (4) 3-9-06:009, 011; (4) 3-9-02:012, 024, 025 (portions)  
**Proposing Agency:** Department of Hawaiian Home Lands, P.O. Box 1879, Honolulu, Hawai'i 96805. Contact - Kamuela Cobb-Adams, (808 587-6449)

**Determination Agency:** Same as above.  
**Consultant:** Environet, Inc., 2850 Pa Street, Suite 212, Honolulu, Hawai'i 96819. Contact - Colette Sakoda, (808 833-2225)

**Public Comment Deadline:** February 22, 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:** NPDES, Noise Variance (construction activities), Grading Permit, SMA

The Department of Hawaiian Home Lands (DHHL) Wailua Homestead Development project involves 52 acres *makai* of Kuhio Highway and approximately 400 acres on the mauka side of the highway. The *makai* portion of the development will be offered as a ground lease for revenue-generating purposes with possibly up to 800 timeshare units. The *mauka* portion includes a residential community consisting of residential lots (700 lots of a minimum of 10,000 square feet each), revenue-generating buffer, a school, parks, and a community center. A 120-foot wide bypass road (Kapa'a Relief Route) is anticipated to be incorporated into the landscape of the project. DHHL needs to develop and distribute homestead lots to qualified native Hawaiian beneficiaries on its waiting list. Development of the proposed project would include all work necessary to prepare the land for residential awards to beneficiaries and revenue-generating purposes. The project would include site improvements for roadways, drainage systems, water systems, overhead electric and road lighting systems, and underground telecommunications. The proposed project would involve clearing and limited grading of the area to facilitate construction of roadways, drainage systems, and electrical/telecommunications/water systems that would service the development. In addition, the portion of individual residential lots occupied by the footprint of individual houses and driveways will also be cleared and graded. The first phase of the *mauka* development is expected to be completed and fully occupied by 2015.

# Land Use Commission Notices

January 23, 2008

## LUC Notification of Petition Filings

This is to advise you that petitions to amend the State Land Use District Boundaries with the following general information has been submitted to the State Land Use Commission. You may review detailed information regarding the petition at the Land Use Commission office or the County of Hawai'i Planning Department. The Land Use Commission Office is located at 235 S Beretania St., Rm. 406 Honolulu, Hawai'i. Office hours are from 7:45 a.m. to 4:30 p.m., Mondays through Friday. The County of Hawaii Planning Department (Hilo office) is located at 101 Pauahi Street, Suite 3, Hilo, Hawaii 96720. Office hours are from 7:45 a.m. to 4:30 p.m., Monday through Friday. A hearing on this petition will be schedule at a future date. If you are interested in participating in the hearing as a public witness, please write or call the Commission office at P.O. Box 2359, Honolulu, HI 96804-2359. Phone (808) 587-3822. If you intend to participate in the hearing as an intervener, pursuant to § 15-15-52(b), Hawai'i Administrative Rules ("HAR"), you should file a notice of intent to intervene with the Commission within 30 days of the date of this notice. Please contact the Commission office for further information.

<b>Docket No:</b>	A07-778	<b>Docket No:</b>	A07-779
<b>Petitioner/</b>		<b>Petitioner/</b>	
<b>Address:</b>	SCD Kaloko Makai, LLC, c/o Stanford Carr Development, LLC, 1100 Alakea Street, 27th Floor, Honolulu, Hawai'i 96813	<b>Address:</b>	Kona Heights, LLC, 528 25th Street, Santa Monica, California 90402
<b>Landowners:</b>	SCD Kaloko Makai, LLC and Kaloko Properties Corporation	<b>Landowners:</b>	Glen Analu Elliot and Brenda C. Elliot
<b>TMK:</b>	(3) 7-3-009:017, 025 (por.), 026, 028	<b>TMK:</b>	(3) 7-7-008: 105 and (3) 7-7-008: 113
<b>Location:</b>	Kaloko, North Kona, Hawai'i	<b>Location:</b>	Pahoehoe 1st - Kapala 'alaea 2nd (Beach Section), North Kona, Hawai'i
<b>Requested Reclassification:</b>	Conversation to Urban	<b>Requested Reclassification:</b>	Agricultural to Urban
<b>Acreage:</b>	Approximately 224.430 acres	<b>Acreage:</b>	Approximately 26.186 acres
<b>Requested Reclassification:</b>	Agricultural to Urban	<b>Proposed Uses:</b>	Low-rise residential community with mixed uses
<b>Acreage:</b>	Approximately 727.735 acres		
<b>Proposed Uses:</b>	Master-planned community with mixed uses		

# Coastal Zone Notices

## 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.

### Federal Aviation Administration Airport Surface Detection Equipment-Model X (ASDE-X) System at Honolulu International Airport, O'ahu

<b>Federal Action:</b>	Federal Agency Activity
<b>Federal Agency:</b>	Federal Aviation Administration
<b>Contact:</b>	James Manitakos, SRI International, (650) 859-5478
<b>CZM Contact:</b>	John Nakagawa, 587-2878
<b>Location:</b>	Honolulu International Airport, O'ahu
<b>Proposed Action:</b>	Install and operate an Airport Surface Detection

Equipment-Model X (ASDE-X) system at Honolulu International Airport. ASDE-X is an automated ground surveillance radar system consisting of various antenna and sensor equipment that are generally located at or near existing facilities used for airport operations. This proposed new ASDE-X system would track the movement of aircraft and surface vehicles on taxiways and runways, thereby assisting air traffic controllers to safely and efficiently route airport ground traffic. The ASDE-X system proposed for Honolulu International Airport would consist of a new surface movement radar mounted on the top of the existing Airport Traffic Control Tower, 10 new remote units, 2 new reference transmitters, and 4 new certification targets.

**Comments Due:** February 6, 2008

# Coastal Zone Notices

January 23, 2008

## 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).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: Maunalua (3-9-12-5)	Utility Installation, Type B (2007/SMA-74)	Sprint Nextel / Steven Sung
Maui: (4-2-4-24)	Mot 528 SF (after the fact) (SM2 20070109)	Maui Land & Pineapple Co., Inc.
Maui: Kihei (2-2-24-28)	Container, Tents-Christmas tree sale (SM2 20070110)	Garrett, Anthony & Katrina
Maui: Kihei (3-9-18-8)	Erect utility pole, etc (SM2 20080001)	Osterstock, Kern
Hawai‘i: (6-9-07-14)	Installation of telecommunication facility at Hilton Waikoloa Village (SMM 07-71)	Cellco Partnership dba Verizon Wireless
Hawai‘i: North Kona (7-3-9-3)	Construct a temporary shade structure (SMM 07-72)	Kaimi Judd on behalf of Discovery Kohanaiki Management LLC

## Pollution Control Permits

### 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, Temporary Covered Source Permit	Imperium Renewals, LLC CSP NO. 0649-01-C (Initial CSP Application No. 0649-01)	Located: Along Malakole Road, Kalaeloa Barbers Point Harbor, O‘ahu	Comments Due: 1/26/08	100 Million Gallon per Year Biodiesel Facility
Clean Air Branch, 586-4200, Temporary 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	Issued: 1/8/08	Concrete and Aggregate Division; Aggregate Processing Facility, Two Concrete Batch Plants, Specialty Products Plant and Portable Soil Screener
Clean Air Branch, 586-4200, Temporary Noncovered Source Permit	Kiewit Pacific Company Amendment of Temporary CSP No. 0626-01-CT (Minor Modification Application No. 0626-04)	Located at: Various Temporary Sites, State of Hawai‘i	Issued: 1/8/08	875 TPH Portable Stone Quarrying and Processing Plant w/One (1) 1,150 kW Diesel Engine Generator

# Pollution Control Permits

January 23, 2008

## Department of Health Permits (continued)

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	TSA Corporation UH-2635	Kaloko Light Industrial Subdivision, Ph. 3 east of Kamanu St., south of Hina Street, Kaloko, N. Kona	n/a	Construct 38 injection wells for surface runoff.
Safe Drinking Water Branch, 586-4258, UIC Permit	Lanihau Properties, LLC UH-2637	Kamanu Street Extension (3)7-4-8:13; Kamanu St. at Kaloko Ind'l. Park & Honokohau Bus. Park, Kailua-Kona	n/a	Construct 17 injection wells for surface runoff.
Safe Drinking Water Branch, 586-4258, UIC Permit	Association of Apartment Owners UM-1863	Kanai A Nalu Condominium 250 Hau'oli Street, Ma'alaea, Wailuku	n/a	Renew permit for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Paul Matsumoto UM-2631	Paul Matsumoto Residence (2)4-5-14:30; 166 Wahikuli Road, Lahaina	n/a	Abandon 1 unregistered injection-well cesspool.
Safe Drinking Water Branch, 586-4258, UIC Permit	Maui Pineapple, Co. Ltd. UM-1228	Kahului Cannery MPC 120 Kane Street, Kahului	n/a	Modify permit for 1 injection well (inactivate) for industrial wastewater disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Blue Earth Maui Biodiesel, LLC UM-2638	Blue Earth Maui Biodiesel Facility (2)3-8-3:23; MECO Generating Station Site, Pulehu Road, Kahului	n/a	Construct 2 injection wells for industrial wastewater disposal.
Safe Drinking Water Branch, 586-4258 UIC Permit	15th Civil Engineering Squad Environmental Flight, Hickam AFB UO-2634	AAFES Shoppette, Bellows Air Force Stn. 313 Tinker Road, Bldg. 313 Bellows, O'ahu	n/a	Abandon 1 unregistered injection-well cesspool.
Safe Drinking Water Branch, 586-4258, UIC Permit	College of Tropical Agricultural and Human Resources, Univ. of Hawai'i UO-2639	Magoon Research Facility, University of Hawai'i 2717 Woodlawn Drive, Honolulu	n/a	Abandon 1 unregistered drainage well.
Safe Drinking Water Branch, 586-4258, UIC Permit	Glaser Family, Ltd. Partnership, dba Waimea Bay Apartments UO-2632	Waimea Bay Apartments (1)5-9-4:12 & 22; 59-798 Kamehameha Highway, Haleiwa	n/a	Register 1 injection well for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	State Parks Division Dept. of Land & Natural Resources State of Hawai'i UK-2628	Waimea State Recreation Pier 4400 Pokele Road, Waimea, Kaua'i	n/a	Abandon 1 unregistered injection-well cesspool.
Safe Drinking Water Branch, 586-4258, UIC Permit	State Parks Division Dept. of Land & Natural Resources State of Hawai'i UK-2629	Opaeka'a Falls Comfort Station Wailua River State Park, Kuamo'o Road, Kaua'i	n/a	Abandon 3 unregistered injection-well cesspools.
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Public Works, Kaua'i County UK-1212	'Ele'ele WWTP 4440 Waialo Road, 'Ele'ele	n/a	Rebuild & activate 1 injection well for sewage disposal.

# Shoreline Notices

January 23, 2008

## 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-1207	01/04/2008	Parcels 3-A and 3, being a portion of the reclaimed land of Kane'ohe and Opa'apa'a Subdivision, situated at Kane'ohe, Ko'olaupoko, Island of O'ahu. Address: 44-375 Kane'ohe Bay Drive Purpose: Pending conveyance	DJNS Surveying & Mapping, Inc./Lewis Schreiner Trust	4-4-21:54
OA-1208	01/08/2008	Fronting Parcels 2-A and 2-B of the reclaimed land of Kane'ohe Bay, situated at Kaneohe, Ko'olaupoko, Island of O'ahu. Address: 44-327 Kane'ohe Bay Drive Purpose: Permit	Robert K. Sing/Malia Investment Corporation	4-4-07:22
MA-394	11/19/2007	Kahului Wastewater Reclamation Facility Lot, situated at Kahului, Wailuku, Island of Maui. Address: Amala Place Purpose: Shoreline setback	R. T. Tanaka Engineers, Inc./County of Maui	3-8--01:188

## 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-1155	Rejection	Lot 2, Portion of Royal Patent Grant 464, situated at Waikane, Ko'olaupoko, Island of O'ahu. Address: 48-463 Kamehameha Highway Purpose: Building permit	Walter P. Thompson, Inc./Janis & Mariss Freimanis	4-8-003:010
OA-1165	Proposed Shoreline Certification	Lot 160-B, Land Court Application 1095 (Map 66), situated at Kahuku, Ko'olaupoko, Island of O'ahu. Address: 56-1089 Kamehameha Highway Purpose: Permitting	R.M. Towill Corporation/Marconi Point, LLC	5-6-003:010
OA-1197	Proposed Shoreline Certification	Lot 604, Land Court Application 1089 (Map 40), situated at Kaumananui, Waialua, Island of O'ahu. Address: 67-011 Kaimanu Place Purpose: Building permit	Wesley T. Tengan/John Borsa, Jr.	6-7-014:028
OA-1198	Proposed Shoreline Certification	Lot 176, Land Court Application 979, and Parcel 15, situated at Kahalu'u, Ko'olaupoko, Island of O'ahu. Address: 47-129 Kamehameha Highway Purpose: Building permit	Wesley T. Tengan/John Akima et al.	4-7-001:005
OA-1169	Withdrawal	Lot 75, Pupukea-Paumalu Beach Lots, being also Grant 8131, situated at Pupukea-Paumalu, Ko'olaupoko, Island of O'ahu. Address: 59-205 Ke Nui Road Purpose: Subdivision purpose	ControlPoint Surveying, Inc./Walter B. Reinhild et al	5-9-002:059

# Federal Notices

January 23, 2008

## Climate Change Science Program Meeting

The U.S. Geological Survey - Climate Change Science Program (CCSP) Committee on Synthesis and Assessment Product 4.2: Thresholds of Climate Change will meet on January 28-30, 2008 in Denver, Colorado. The agenda will cover the following: Expert review of SAP 4.2. The review committee will meet to discuss the first draft of SAP 4.2 and provide guiding comments for the completion of the product. The meeting begins on January 28, 2008, at 1 p.m. and ends on January 30, 2008, at 12 noon, located at the Denver Federal Center, Building 810, Hayden Room. For more details contact Colleen W. Charles, U.S. Geological Survey, 12201 Sunrise Valley Drive, MS 301, Reston, Virginia 20192; 703-648-4110. Colleen Charles@usgs.gov (see, 73 F.R. 2519, January 15, 2008).

## EPA Comments on Environmental Impact Statements

The U.S. Environmental Protection Agency (EPA) has commented on the following documents:

EIS No. 20070307, ERP No. D-USA-A11079-00, Permanent Home Stationing of the 2/25th Stryker Brigade Combat Team (SBCT), To Address a Full Range of Alternatives for Permanently Stationing the 2/25th SBCT, Hawai'i and Honolulu Counties in the State of Hawai'i; Anchorage and Southeast Fairbanks Boroughs, in the State of Alaska; El Paso, Pueblo, and Fremont Counties, in the State of Colorado. Summary of Comments: EPA expressed environmental concerns about the cumulative impacts related to the recent decision to resume year-round training operations in the Eagle River Flats area at Fort Richardson, Alaska. EPA recommended a cumulative impact analysis, particularly on water resources and the Cook Inlet Beluga whale population in this area. Rating EC2 (see, 72 F.R. 63578, November 9, 2007).

EIS No. 20070437, ERP No. D-NPS-K65334-HI, Programmatic EIS, Ala Kahakai National Historic Trail Comprehensive Management Plan, To Provide Long-Term Direction for Natural and Cultural Resource, Island of Hawai'i, State of Hawai'i. Summary: EPA does not object to the proposed project. Rating LO (see, 73 F.R. 860, January 4, 2008).

Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in the Federal Register dated April 6, 2007 (72 F.R. 17156).

## Revision of Refrigerant Recovery and Recycling Equipment Standards

The United States Environmental Protection Agency (EPA) is taking direct final action on motor vehicle refrigerant recovery and recycling equipment standards. This rule is effective on December 31, 2007 without further notice, unless EPA receives adverse comment or a request for public hearing by December 10, 2007. If we receive adverse comment or a request for a public hearing, we will publish a timely withdrawal in the Federal Register informing the public that some or all of the amendments in this

rule will not take effect. Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2006-5065, by one of the following methods: (1) <http://www.regulations.gov>: Follow the on-line instructions for submitting comments. Direct your comments to Docket ID No. EPA-HQ-OAR-2006-5065. For more information contact Karen Thundiyil, Stratospheric Protection Division, Office of Atmospheric Programs (MC 6205J), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 343-9464; facsimile number: (202) 343-2363; electronic mail address: hundiyil.karen@epa.gov (see, 72 F.R. 63490, November 9, 2007).

## Endangered Species Recovery Permit Applications

The U.S. Fish and Wildlife Service (FWS) invites the public to comment on the following applications to conduct certain activities with endangered species. Comments on these permit applications must be received on or before December 17, 2007. Written data or comments should be submitted to the U.S. Fish and Wildlife Service, Chief, Endangered Species, Ecological Services, 911 NE. 11th Avenue, Portland, Oregon 97232-4181 (telephone: 503-231-2063; fax: 503-231-6243). Please refer to the respective permit number for each application when submitting comments. All comments received, including names and addresses, will become part of the official administrative record and may be made available to the public. For details, contact Linda Bellumini, Fish and Wildlife Biologist, at the above Portland address (telephone: 503-231-2063; facsimile: 503-231-6243).

Permit No. TE-043638: Applicant: Directorate of Public Works, U.S. Army, Schofield Barracks, Hawai'i. The permittee requests an amendment to take (capture and release, band, collect biological samples, and conduct nest searches) the O'ahu 'elepaio (*Chasiempis sandwichensis ibidis*) in conjunction with genetic and disease research, and life history studies, on the Island of O'ahu in the State of Hawai'i, for the purpose of enhancing its survival.

Permit No. TE-146768: Applicant: Arleone Dibben-Young, Kaunakakai, Moloka'i, Hawai'i. The permittee requests an amendment to take (collect biological samples) the Hawaiian coot (*Fulica americana alai*) in conjunction with avian influenza research on the Island of Moloka'i in the State of Hawai'i for the purpose of enhancing its survival (see, 72 F.R. 64665, November 16, 2007).

## Hawai'i Range Complex

The Department of the Navy (DON) announces its intent to prepare a Supplement to the Draft Environmental Impact Statement/Overseas Environmental Impact Statement (SDEIS/OEIS) for the Hawai'i Range Complex (HRC). This SDEIS/OEIS will be focused on the methodology used to analyze potential marine mammal behavioral effects related to mid-frequency active sonar exposure. In addition, DON may make adjustments to the alternatives. For more information contact the Public Affairs Officer, Pacific Missile Range Facility, Attention: HRC EIS/OEIS, P.O. Box 128, Kekaha, Kaua'i, Hawai'i 96752-0128. You may leave a message at 1 (866) 767-3347 or send a telephone facsimile to (808) 335-4520 (see, 73 F.R. 3242, January 17, 2008).



# Federal Notices

January 23, 2008

## Beaches Environmental Assessment and Coastal Health Act

The Beaches Environmental Assessment and Coastal Health (BEACH) Act, signed into law on October 10, 2000, amended the Clean Water Act (CWA), to incorporate provisions to reduce the risk of illness to users of the Nation's recreational waters. Section 406(b) of the CWA, as amended by the BEACH Act, authorizes the U.S. Environmental Protection Agency (EPA) to award grants to eligible States, Territories, Tribes, and local governments to develop and implement microbiological monitoring programs of coastal recreation waters, including the Great Lakes, which are adjacent to beaches or similar points of access used by the public. BEACH Act grants also develop and implement programs to notify the public of the potential exposure to disease-causing microorganisms in these waters. EPA encourages coastal and Great Lakes States and Territories to apply for BEACH Act grants for program implementation (referred to as implementation grants) to implement effective and comprehensive coastal recreation water monitoring and public notification programs. EPA also encourages coastal and Great Lakes Tribes to apply for BEACH Act grants for program development (referred to as development grants) to develop effective and comprehensive coastal recreation water monitoring and public notification programs. States and Territories must submit applications on or before March 14, 2008. For more details contact Mr. Rich Healy, 1200 Pennsylvania Ave., NW, (4305T), Washington, DC 20460, (202) 566-0405, by electronic mail at [healy.richard@epa.gov](mailto:healy.richard@epa.gov) (see, 73 F.R. 2247, January 14, 2008).

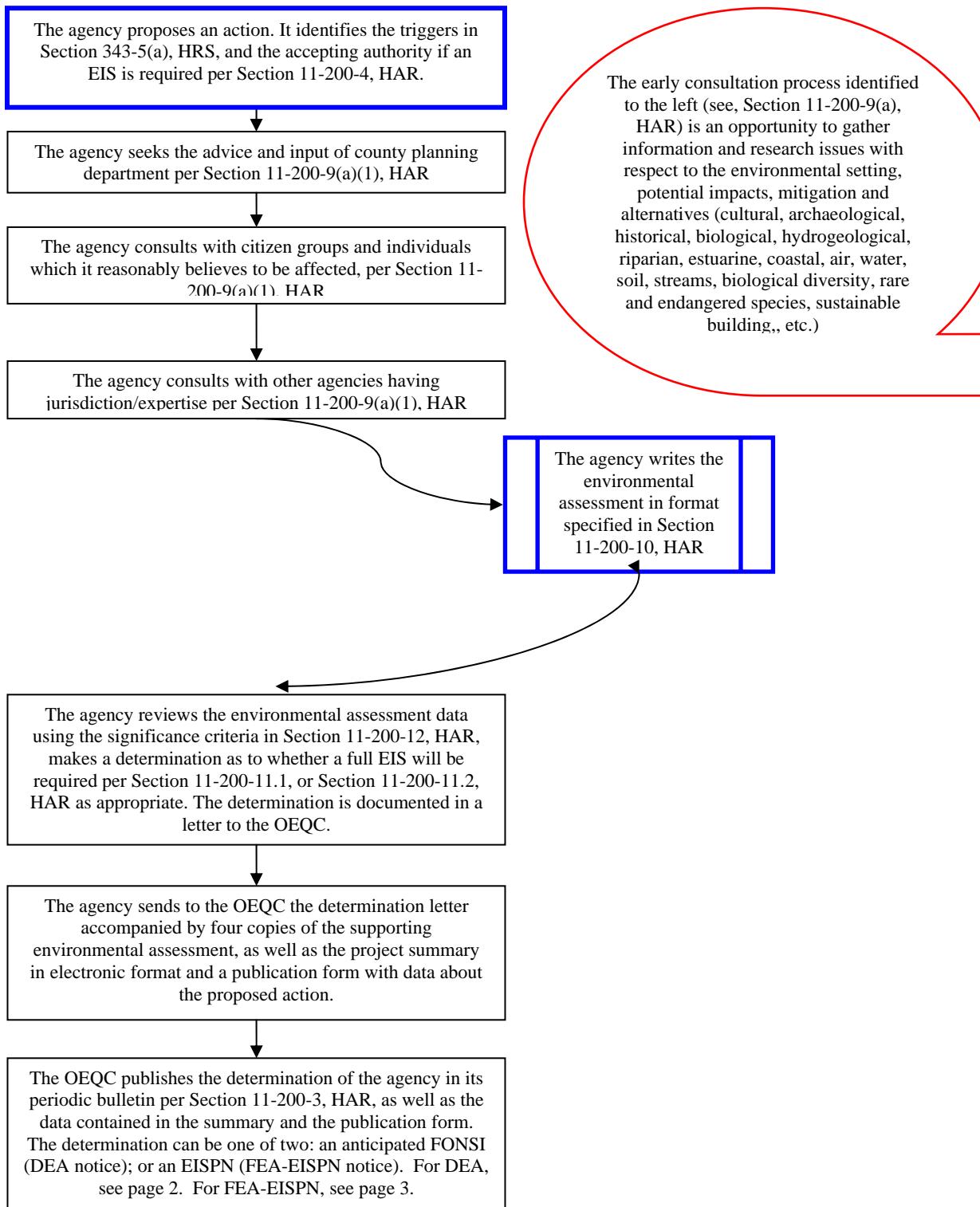
## Withdrawal of Marine Mammal Application, No. 642-1536-03

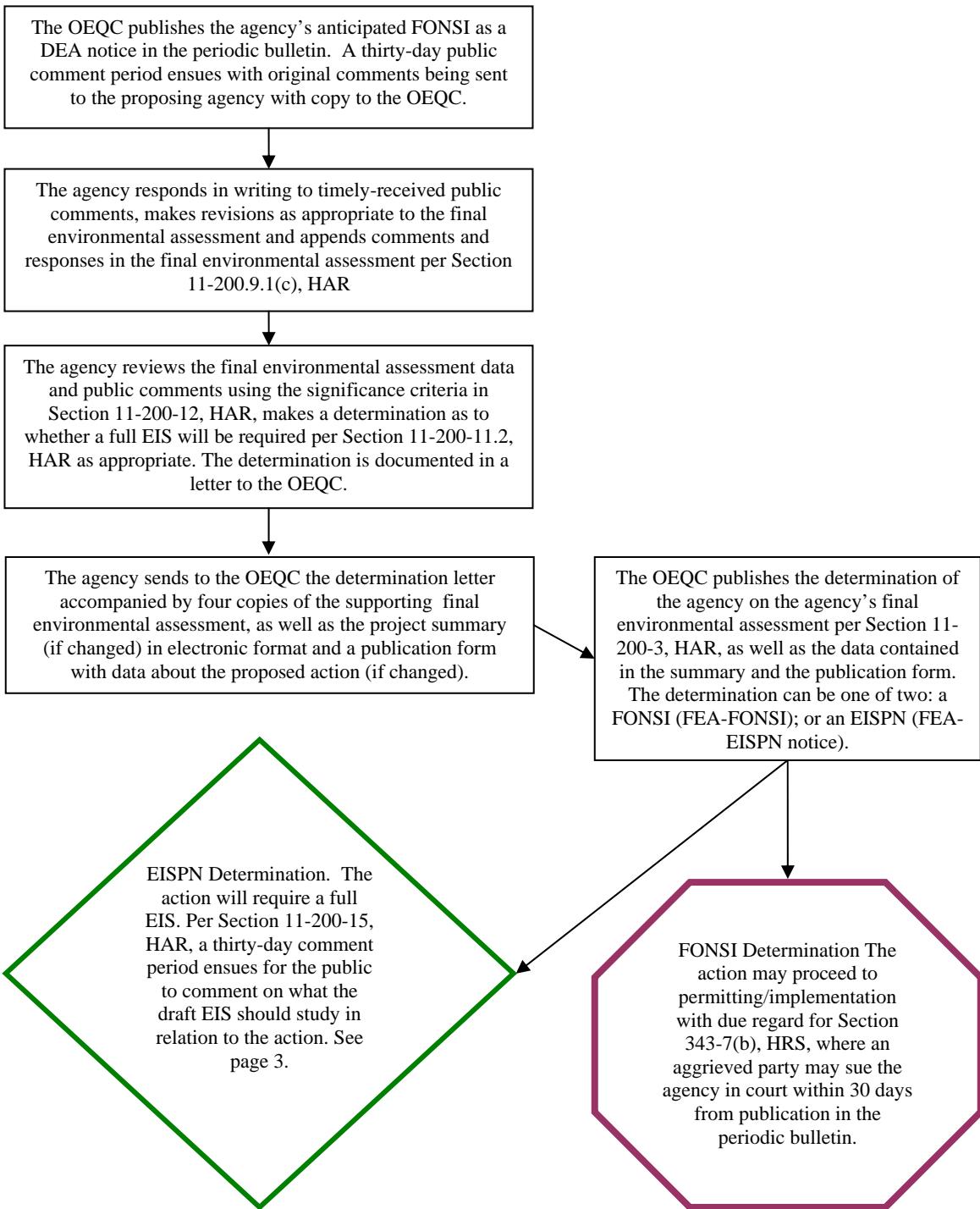
Notice is hereby given that Joseph R. Mobley, Ph.D., University of Hawai'i at Manoa, 2528 McCarthy Mall, Webster 404, Honolulu, Hawai'i 96822 has withdrawn his application for an amendment to his existing scientific research permit. The documents related to this action are available for review upon written request or by appointment in the following offices: Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)427-2521; and Pacific Islands Region, NMFS, 1601 Kapi'olani Blvd., Room 1110, Honolulu, Hawai'i 96814-4700; telephone (808) 973-2935; facsimile (808) 973-2941. For more details contact Kate Swails or Amy Hapeman at (301) 713-2289 (see, 73 F.R. 2459, January 15, 2008).

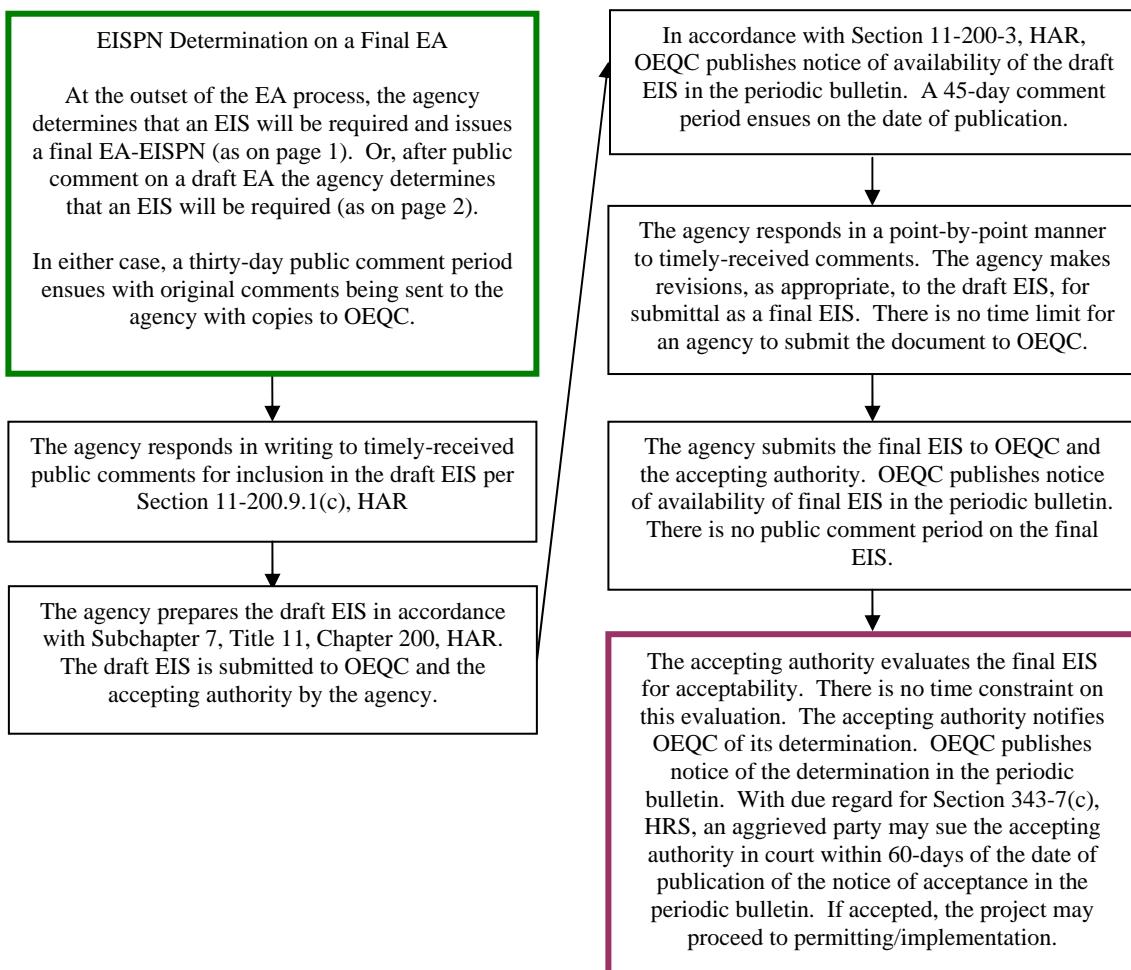
## Proposed Safe Harbor Agreement for the Guam Rail on Cocos Island, Guam

The U.S. Fish and Wildlife Service (FWS) has received applications for enhancement of survival permits pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (ESA), from Cocos Island Resort and the Guam Department of Agriculture. These permit applications include a proposed Safe Harbor Agreement (SHA) among the Applicants and the Service. Implementation of the proposed SHA provides for voluntary habitat restoration, maintenance, enhancement, or the creation of activities to enhance the habitat and recovery of the Guam rail (*Gallirallus owstonii*) ("Covered Species") on 83.1 acres of non-Federal lands on Cocos Island, Guam. The proposed duration of both the SHA and permits is 10 years. The Service has made a preliminary determination that the proposed SHA and permit application are eligible for categorical exclusion under the National Environmental Policy Act of 1969 (NEPA). The basis for this determination is contained in an Environmental Action Statement which also is available for public review. All comments from interested parties must be received on or before February 11, 2008. Please address written comments to Patrick Leonard, Field Supervisor, Pacific Islands Fish and Wildlife Office, 300 Ala Moana Boulevard, Room 3-122, Honolulu, Hawai'i 96850. You may also send comments by facsimile at (808) 792-9580 (see, 73 F.R. 1893, January 10, 2008).

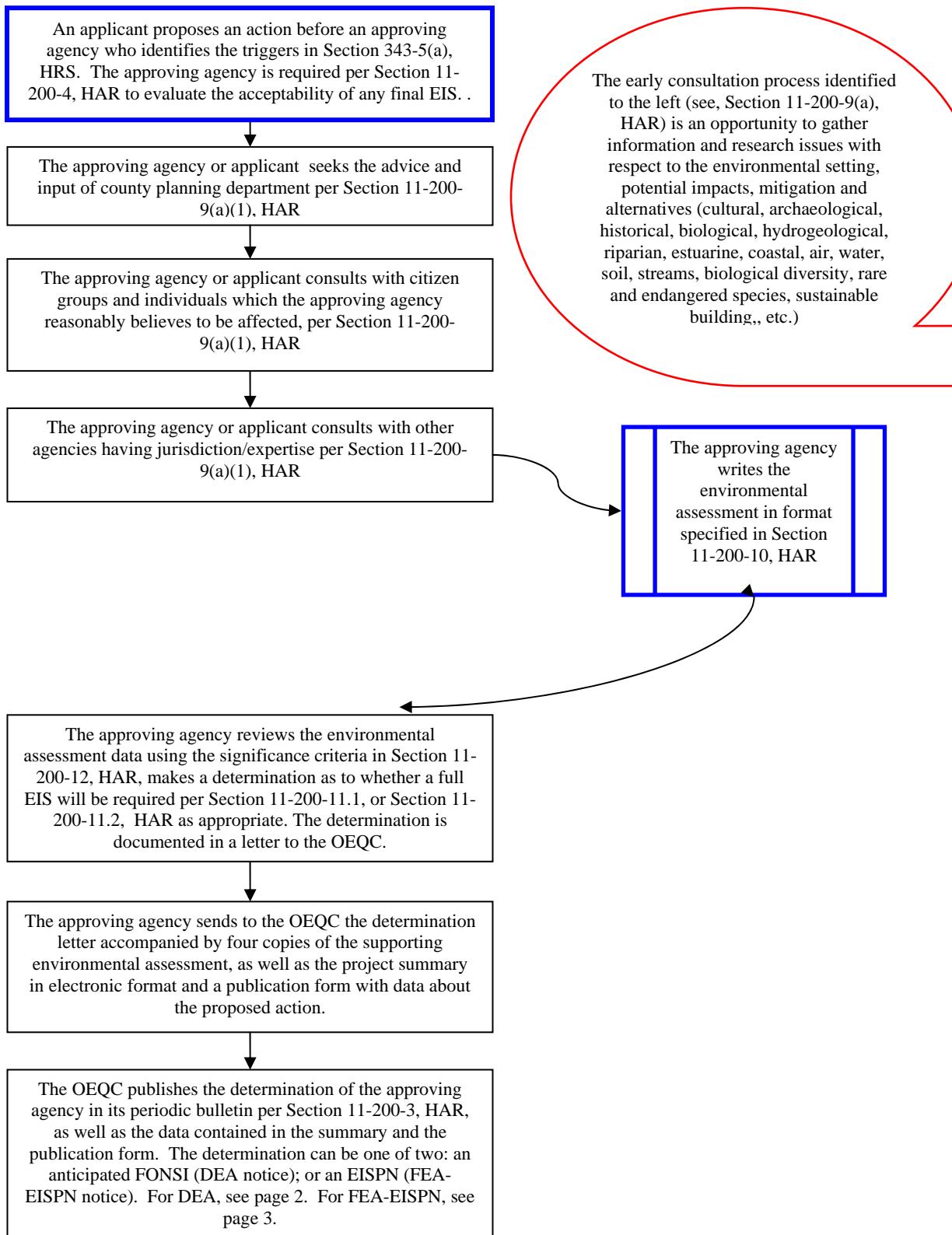
CHAPTER 343, HRS, AGENCY ACTION (5B) FLOW CHART







**CHAPTER 343, HRS, APPLICANT ACTION (5C) FLOW CHART**



CHAPTER 343, HRS, DRAFT EA, 5C ACTIONS (FROM PAGE 1)

