

The Environmental Notice

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

April 8, 2008

UH Water Seminar, Monday, April 14, 2008

The Water Resources Research Center, University of Hawai'i at Manoa announces a seminar to be held on Monday, April 14, 2008, from 11:00 A.M. until 1:00 P.M. in POST 723, University of Hawai'i at Manoa, entitled: ***The Origin of Feces: Development and implementation of novel microbial source tracking (MST) techniques in Europe and beyond***, and presented by Dr. H. D. Taylor (Reader) Environment and Public Health Unit (EPHRU), University of Brighton, School of the Environment and Technology and Dr. J. E. Ebdon (Lecturer) Environment and Public Health Unit (EPHRU), University of Brighton, School of the Environment and Technology. The results of a European Union (EU) funded research collaboration (*Tracking the Origin of Faecal Pollution in Surface Waters (TOFPSW)*) suggested that bacteriophages (viruses) infecting bacteria of the genus *Bacteroides* are a potential tool for fecal source tracking, but that different host strains of *Bacteroides* may be needed for different geographic areas. In early 2004, a follow-up research collaboration between the University of Brighton (UK) and the University of Barcelona (Spain) led to the isolation of a new and potentially useful *Bacteroides* strain (GB-124) from a UK municipal wastewater. The strain (GB-124) is most closely analogous to *Bacteroides ovatus* and was isolated from the influent of a sewage treatment works (STW) situated in southeast England. A detailed account of the method by which *Bacteroides* GB-124 was isolated was published in the *Journal of Applied and Environmental Microbiology*. However, it was not until subsequent research was carried out at the University of Brighton (supported by EU Regional Development Fund) *Advanced Monitoring and Control of Microbial Water Quality (AMACOM)* that the potential for GB-124 was fully recognised. Results of this study suggested that host strain GB-124 consistently identified the presence of fecal pollution of human origin. Importantly, the technique (unlike most source tracking techniques) is low-cost, rapid (requiring no sample concentration) and does not require the construction of a database or "library". Initial results also suggested that the technique may be applied to other parts of the world as bacteriophages infecting GB-124 were also present in samples from Uganda, Sicily, Denmark, and Ireland. Results from this study were subsequently published in the journal *Water Research* (Ebdon et al., 2007). Here, the authors describe the results of ongoing research into the application of GB-124 and other recently isolated strains of *Bacteroides* both in Europe and the US

(Hawai'i). To date *Bacteroides* strain GB-124 has been successfully used to identify human fecal contamination in wastewaters from Europe, Africa and North America and in four watershed studies carried out in southern England. Initial results suggest that in addition to surface waters, GB-124 could also be used to identify and assess sources of faecal pollution present in groundwater, soil, sediments and shellfish. As such, *Bacteroides* host strains such as GB-124 have considerable potential as tools for management of microbial water quality, through the identification and remediation of point and diffuse sources of fecal pollution. Further work is however required in order to better understand how these microorganisms survive, both within human hosts and the environment. The seminar will be followed by a discussion of the application of these techniques in Hawai'i made by researcher Vijay Kannappan at the Water Resources Research Center.

Western Pacific Fishery Management Council Meetings

The Western Pacific Fishery Management Council (Council) will hold its 141st meeting to consider and take actions on fishery management issues in the Western Pacific Region at 1:00 P.M. (Hawaii Standard Time) on Monday, April 14, 2008 (12 noon in American Samoa and 9 a.m. on Tuesday, April 15, 2008, in Guam and the Commonwealth of the Northern Mariana Islands) at the Council Office, 1164 Bishop Street, Suite 1400 in Honolulu, Hawaii 96813 and by teleconference. For participants residing in American Samoa, the Northern Mariana Islands, Guam, Hawaii and the continental United States, the 141st Council meeting telephone conference call-in-number is: 1-888-482-3560; Access Code: 5228220. For Guam and international participants, the call-in-number is: 1-647-723-3959; Access Code: 5228220. The documents and records for the 140th Council Meeting action items are available for public inspection on the Council's website, <http://www.wpcouncil.org> and at the Council Office at 1164 Bishop St, Suite 1400, Honolulu, HI 96813. In addition to the agenda items listed here, the Council will hear recommendations from other Council advisory groups. Public comment periods will be provided near the end of the meeting agenda before Council discussion and action. The order in which agenda items are addressed may change. The Council will meet as late as necessary to complete scheduled business. For more information contact Kitty M. Simonds, Executive Director, telephone (808) 522-8220, facsimile (808) 522-8226 (see, 73 F.R. 16645, March 28, 2008).

Environmental Council Meetings on April 9, 2008

The Environmental Council plans to meet on Wednesday, April 9, 2008, as follows: at 1:00 P.M. in Room 702, 235 S. Beretania Street, Honolulu, the Standing Committees on Administrative Rules, the Annual Report and Legislation will meet. At 2:00 P.M. in Room 204, 235 S. Beretania Street, Honolulu, the full Council will meet. For agenda information, please go to <http://calendar.ehawaii.gov/calendar/html/event> and select "Environmental Council."



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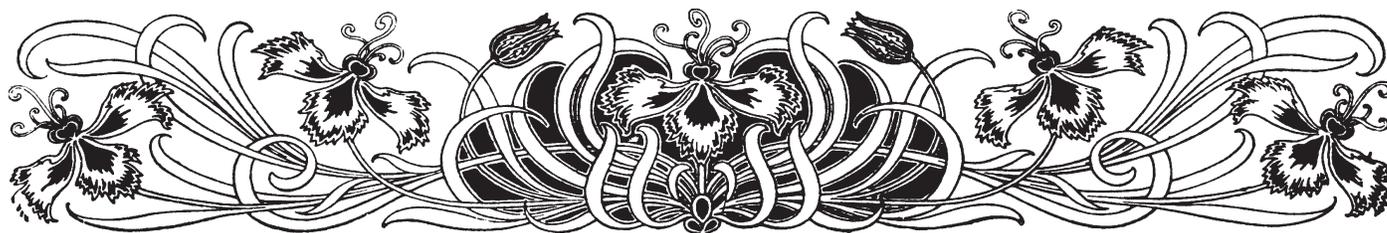
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We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. Write or call OEQC or our departmental Affirmative Action Officer at Box 3378, Honolulu, Hawaii 96801-3378 or 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, 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

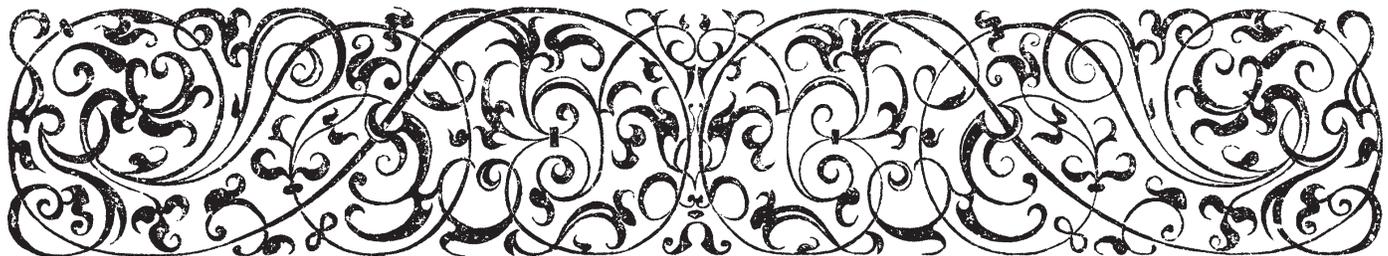
The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published on the Internet at <http://www.ehawaii.gov.org/calendar>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

April 8, 2008

(1) University of Hawai'i at Hilo College of Hawaiian Language Facilities (HRS 343-5(b) FEA-FONSI)

District: South Hilo
TMK: 2-4-01:07
Proposing Agency: University of Hawai'i at Hilo, Office of Vice Chancellor, Administrative Affairs, 200 West Kawili Street, Hilo, Hawai'i 96720-4091 Contact: Vice Chancellor Debra Fitzsimons, (808 974-7750)

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

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

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'elikolani, 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 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.

(2) Kapoho Bay Fishpond Restoration Project (HRS 343-5(c) FEA-FONSI)

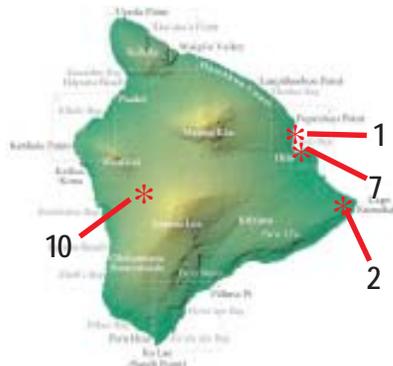
District: Puna
TMK: 1-4-02: por. 32
Applicant: John Barsell, RR2 Box 3933, Pahoa, Hawai'i 96778. (808)956-6293

Approving Agency: State of Hawai'i, Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96819. Contact: Dawn Hegger (808-587-0380).

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

Permits Required: Farber & Associates, 2722 Ferdinand Ave., Honolulu, Hawai'i, 96822. Contact: Joseph Farber (808-988-3486)

The Applicant is proposing to restore and rebuild a deteriorated historic fishpond located along the shoreline at Kapoho Bay for historic and cultural preservation purposes and to serve as a marine sanctuary (a no fishing zone). The fishpond lies entirely within the applicant's property, a 16.9-acre parcel (12.6 acres land, 4.3 acres fishpond) that also contains the applicant's single-family residence.



Presently the fishpond is in a deteriorated state, the forces of nature and long-term neglect have damaged the wall and the fishpond basin is heavily inundated with mangrove.

Restoration and rebuilding the fishpond involves the repair of the fishpond wall and *makaha* (sluice gate), mangrove removal and periodic post-repair maintenance of the wall and basin.

The restoration will follow the original wall alignment and dimensions. The proposed project will produce a uniform fishpond wall approximately 1,450 feet in total length; an average wall height of 6 feet; a base width between 10 and 12 feet tapering to a crown width of 5 to 6 feet; Thus at medium high tide the wall will be about one foot higher than the ocean water level. The majority of stones to rebuild the wall are available onsite (on the existing fishpond wall footprint, immediately adjacent to the pond wall and within the fishpond basin). It is estimated that supplemental rock to compete the wall will be comprise of a one-foot height cap along the length of the wall (about 255 cubic yards) and come from local quarry rock of the same size and dimensions as the rocks that exist on-site. The wall will be rebuilt by hand in the traditional method of dry-stack rock wall construction without mortar, *uhau humu pohaku*.

April 8, 2008

(3) Maui Community College Science Building (HRS 343-5(b) DEA)

District: Wailuku
TMK: (2) 3-8-007:040 (por.)
Proposing Agency: University of Hawai'i, Maui Community College, 310 Ka'ahumanu Avenue, Kahului, Hawai'i 96732. Contact: David Tamanaha, (808) 984-3253

Determination Agency: Same as above.
Consultant: Helber Hastert & Fee, Planners, 733 Bishop Street, Suite 2590, Honolulu, Hawai'i 96813. Contact: Gail Renard 808-545-2055

Public Comment Deadline: May 8, 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: NPDES, Air Quality, SMA Use Permit, Height Variance, Grubbing/Grading, Building and Flood Development Permits

The proposed action is to construct a new science building at Maui Community College's Kahului campus to provide modern laboratory and classroom spaces for the Science Division. The new science building would be located on the west side of the Kahului campus over a gravel overflow parking lot and unused volleyball court. It will be an approximately 40,000-ft² two-story, reinforced concrete and steel structure, about 54 ft tall. A primary feature of the building design and architecture will be the incorporation of sustainable design elements and incorporation of technologies promoting sustainability. It will incorporate photovoltaic panels, wind turbines, and/or solar thermal panels to reduce demand for offsite electrical power generation and transmission. The project also includes a telescope building in the southwest corner of the project area and a 61-stall paved parking lot. An existing pedestrian mall will be extended west to serve the new building. The new facilities will, at a minimum, meet Leadership in Energy & Environmental Design Silver Certification criteria. Landscaping plants will be selected for their site-adaptive and low maintenance requirements. Native Hawaiian or Polynesian-Introduced plant species will be used throughout the project as much as possible. The project is located within an urbanized area that does not support sensitive or protected habitats. A subsurface archaeological investigation did not reveal any cultural remains and none are expected to be encountered during construction. The project is not expected to result in significant direct, indirect, secondary or cumulative impacts to topography, soils, surface and ground water, natural hazards, climate and air quality, noise, biological resources, archaeological and cultural resources, potable water, wastewater, storm drainage, electrical power, solid and hazardous waste, police and fire protection, socio-economic factors, traffic, parking, and visual resources.

(4) Proposed Maui Community College Swap Meet Improvements (HRS 343-5(c) FEA-FONSI)

District: Wailuku
TMK: (2) 3-8-007:040 (por.) and 125 (por.)
Applicant: Maui Exposition, Inc., P.O. Box 1542, Kahului, Hawai'i 96733. Contact: Wil Wong, (808) 877-3100

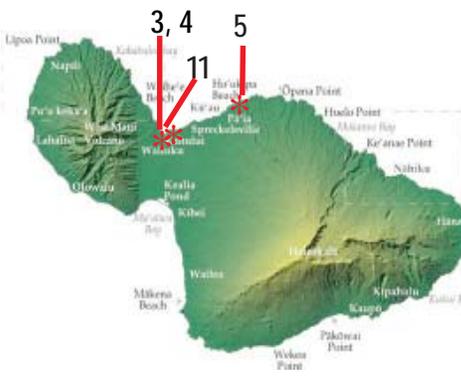
Approving Agency: University of Hawai'i, Maui Community College, 310 Ka'ahumanu Avenue, Kahului, Hawai'i 96733. Contact: David Tamanaha, (808) 984-3253

Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact: Erin Mukai, (808) 244-2015

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

Permits Required: 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.

Maui Notices

April 8, 2008

(5) Doris Todd Memorial Christian Day School (HRS 343-5(c) DEA)

District: Makawao
TMK: (2) 2-5-005:020, 044, & 052
Applicant: Doris Todd Memorial Christian Day School, 519 Baldwin Avenue, Pa'ia, Hawai'i 96779. Contact: Carolyn Moore, (808 579-9237)

Approving Agency: Maui Planning Commission c/o Department of Planning, 250 South High Street, Wailuku, Hawai'i 96793. Contact: Robyn Loudemilk, (808 270-7180)

Consultant: Chris Hart & Partners, Inc., 115 North Market Street, Wailuku, Hawai'i 96793. Contact: Christopher L. Hart, (808 242-1955)

Public Comment Deadline: May 8, 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:

Land Use district Boundary Amendment, Community Plan Amendment, Change in Zoning, Subdivision, Grading/Grubbing, et al.

The Applicant is requesting a State District Boundary Amendment from Agricultural to Urban and County Zoning from Interim to Public/Quasi-Public (P-1) for parcels TMK (2) 2-5-005:044 & 052. The Applicant is also requesting a Community Plan Amendment from Single Family to Public/Quasi-Public and County Zoning from Agricultural to Public/Quasi-Public (P-1) for 2.412 acres of TMK (2) 2-5-005:020. The owner of the properties, A&B Hawai'i, Inc., is pursuing a consolidation/resubdivision in order to allow the Applicant to acquire ownership of the Doris Todd Memorial Christian Day School site. Ultimately, the Applicant wishes to complete implementation of its *Long-Range Plan for Facilities Development*. In the short-term, construction activities associated with the proposed subdivision and buildings could generate some adverse impacts; however since the school is an existing use, the proposed action is not anticipated to result in significant long-term environmental impacts.

O'ahu Notices

(6) Honolulu International Airport Proposed Emergency Power Facility (HRS 343-5(b) DEA)

District: Honolulu
TMK: 1-1-003:001 and 1-1-002:001
Proposing Agency: State of Hawai'i, Department of Transportation, Airports Division, 400 Rodgers Boulevard, Suite 700, Honolulu, Hawai'i 96819-1880. Contact: Brian H. Sekiguchi, (808 836-6413)

Determination Agency: Same as above.
Consultant: Earth Tech, Inc., 841 Bishop Street, Suite 500, Honolulu, Hawai'i 96813. Contact: Ms. Michelle Mason, (808 356-5322)

Public Comment Deadline: May 8, 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: Covered Source Permit, HAR 11-60

facility at the Honolulu International Airport (HNL), O'ahu, Hawai'i. The purpose of the proposed action is to provide emergency electrical power to the HNL in the event of a power failure caused by a natural disaster (i.e., earthquake, hurricane, tsunami, or flooding) or other power grid failure. The need arises because the current peak load demand for the HNL is approximately 14 megawatts (MW), which far exceeds the existing emergency power backup of approximately 1.7 MW. The emergency power currently available at the HNL only provides backup power for "critical" operations of the HNL (i.e., airfield lighting, emergency egress lighting in terminals, Emergency Operations Center, communication, and fire protection systems). Under the proposed action, the emergency power facility would provide additional backup power for limited "non-critical" HNL operations including: security screening, passenger boarding bridge operation, restrooms, drinking water, baggage handling, and air conditioning. No adverse impacts are expected for most resources. Long-term positive impacts are expected for socioeconomic, utilities, and infrastructure. Short-term adverse construction-related impacts to air quality, noise, and safety and health are expected during the construction phase of the facility. However, appropriate mitigation measures during construction activities would reduce these impacts. Operational impacts to air quality and noise resources would be minimized through mitigation measures, as described in the Draft EA, to a level of non-significance. Additionally, all applicable federal and state regulations would be followed.



The Department of Transportation – Airports Division is proposing to construct, operate, and maintain an emergency power

Coastal Zone Notices

April 8, 2008

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.

(7) Hilo Harbor Inter-Island Cargo Facility Dredging Phase, Hawai'i

Applicant: State of Hawai'i Department of Transportation
Contact: Dave Shimabuku, Mitsunaga and Associates, daves@mitsdesign.com
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Hilo Harbor
TMK: (3)2-1-7:11
CZM Contact: John Nakagawa, (808) 587-2878, jnakagaw@dbedt.hawaii.gov

Proposed Action:

Prepare for the proposed Pier 4 Inter-Island Cargo Facility, as discussed in the Hawai'i Commercial Harbors 2020 Master Plan, by dredging within Hilo Harbor and constructing a revetment. Dredging will be to a depth of -25 feet mean lower low water and will occur adjacent to the shore and extending 500 feet off-shore. Approximately 162,300 cubic yards of sand and coral detritus material are expected to be dredged and disposed of at the Hilo Ocean Disposal Site. The proposed revetment will be 600 feet long and constructed of articulated concrete blocks to stabilize the shoreline at the proposed Pier 4 site. For more information about this proposal contact John Nakagawa as listed above.

Comments Due: April 22, 2008



(8) U.S. Navy Undersea Warfare Exercises within the Hawai'i Range Complex, May & June 2008

Federal Action: Federal Agency Activity
Federal Agency: Commander, U.S. Pacific Fleet, Department of the Navy
Contact: Neil Sheehan, (808) 474-7836
CZM Contact: John Nakagawa, (808) 587-2878, jnakagaw@dbedt.hawaii.gov

Proposed Action:

U.S. Navy Undersea Warfare Exercises (USWEX) are proposed to be conducted in waters around the State of Hawai'i within the Hawai'i Range Complex during May and June 2008. USWEX is an anti-submarine warfare training exercise, which involves use of mid-frequency active sonar, conducted by the Navy's Expeditionary Strike Groups (ESG) and Carrier Strike Groups (CSG) while in transit from the U.S. west coast to the western Pacific Ocean. An ESG includes surface combatant ships, submarines, and an amphibious ready group. The CSG consists of an aircraft carrier, Aegis-class cruisers, other surface combatants, and attack submarines. The duration of each exercise on average is 3 to 4 days. The May 2008 USWEX will consist of an ESG and will involve the use of mid-frequency active sonar in the instrumented ranges of the Pacific Missile Range Facility (PMRF) northeast of O'ahu; non-explosive exercise weapons and inert torpedoes; amphibious landings at PMRF or Department of Defense controlled areas on the northeast side of O'ahu; and live-fire activities on Kaula. The June 2008 USWEX will consist of a CSG and will occur south of O'ahu and west of Hawai'i. This exercise will likely involve a transit between Maui and Hawai'i and the use of mid-frequency active sonar. This USWEX will also involve aircraft live-fire exercises at Pohakuloa Training Area on Hawai'i. For more information about this proposal contact John Nakagawa as listed above. For more information about USWEX go to: <http://www.govsupport.us/uswex>

Comments Due: April 22, 2008

Coastal Zone Notices

April 8, 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
O'ahu: Waikiki (3-1-31:6)	New electrical room and emergency generator shed (2008/SMA-5)	University of Hawai'i, Facilities Planning and Management Office/WTN Architecture, LLC
Kaua'i: Ha'ena	Repair existing structures, remove vegetation, compact coral driveway (SMA(M)-2008-15)	Nick Michaels
Maui: Lahaina (4-6-0-1)	Replacement fence (SM2 20080026)	Father Gary Colton
Maui: Ma'alaea (3-6-1-33)	Improvement (SM2 20080028)	Holland, Dennis
Maui: (4-3-1-5)	Linear Trail Napaili Connection (SM2 20080029)	Maui Lani and Pineapple

Shoreline Notices

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-1217	03/13/2008	Lot 1113, Land Court Application 677 (Map 254), situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 34 Ka'apuni Drive Purpose: Building setback	Imata and Associates, Inc./Kim Family Trust	4-3-013:030
OA-1218	03/14/2008	Lot 11, Land Court Application 1100, situated at He'eia, Ko'olaupoko, Island of O'ahu. Address: 43-013 Lilipuna Road Purpose: Building permit	Walter P. Thompson, Inc./Fred Bailey	4-6-001:014
OA-1219	03/17/2008	Lot 2697, Land Court Application 1069 (Map 274), situated at Honouliuli, Ewa, Island of O'ahu. Address: 91-101 Paipip Road Purpose: Shoreline Determination	Park Engineering/City & County of Honolulu	9-1-012:025
OA-1220	03/20/2008	Lot B, being a portion of R.P 4475, L.C. Aw. 7713 Ap.30, situated at Maunaloa, Honolulu, Island of O'ahu. Address: 112 Hanapepe Loop Purpose: Building permit	Wesley Tengan/Edwin E. Hollenback III Trust	3-9-027:003
OA-1221	03/20/2008	Lot 172, Land Court Application 323 (Map 84), situated at Kailua, Koolaupoko, Island of Oahu. Address: 360 Dune Circle Purpose: Building permit	Wesley Tengan/George & Mary Stott	4-3-017:040
OA-1222	03/24/2008	Being portions of Grant 273 and Grant 340, situated at Mokuleia, Waialua, Island of O'ahu. Address: 68-379 Farrington Highway Purpose: SMA permit	Park Engineering/Castle & Cooke, Inc.	6-8-003:001
KA-315	03/18/2008	Lot B, being a portion of R.P. 4572, Mahele Award 43, situated at Kukui'ula, Koloa, Island of Kaua'i. Address: 4560 Lawai Beach Road Purpose: Building permit	Wagner Engineering Services, Inc./Benjamin Garfinkel & Neal Norman	2-6-003:022

Shoreline Notices

April 8, 2008

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, Hawaii 'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1207	Proposed Shoreline Certification	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	4-4-021:054
MO-138	Proposed Shoreline Certification	Lot 6, Land Court Application 1867 (Map 2), situated on Kawela, Island of Moloka'i. Address: Kamehameha V Highway Purpose: Building & SMA permit	Newcomer-Lee Land Surveyors, Inc./Jay & Marcia Allison Trust	5-4-017:004
HA-382	Proposed Shoreline Certification	Lot 24-B, Kahalu'u Beach Lots, being portion of R.P. 6856, L.C. Aw. 7713 Ap.6, situated at Kahalu'u, North Kona, Island of Hawai'i. Address: 78-6654 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Judy A. Emanuel	7-8-014:082

Conservation District Notices

(9) Conservation District Use Permit OA-3459, Tantalus, O'ahu

Persons interested in commenting on the following Conservation District Use Application (Board Permit) must submit comments to the Department of Land and Natural Resources within thirty days from the date of this notice. Please include the; a) your name and address; b) the permit for which the you would like to receive notice of determination; and c) the date the notice was initially published in the Environmental Notice. Comments may be sent to the Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809. For more information, please contact Michael Cain of our Office of Conservation and Coastal Lands staff at 587-0048.

File No.: CDUA OA-3459
Applicant: Kim Green, Homeworks Construction
Location: Tantalus, Honolulu, O'ahu
TMK: (1)2-8-13:4
Proposed Action: Additions to single family residence
HRS 343 Determination: Exempt
Applicant's Contact: 1-808-955-2777

Pollution Control Permits

April 8, 2008

Department of Health Permits

The following 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
CAB 586-4200, T-CSP	PB Sullivan Construction, Inc., CSP No. 0627-01-CT Application for Modification	Located at: 1367 South Kihei Road Kihei, Maui	Comments Due: 4/21/08	507 TPH Mobile Jaw Crusher, 386 TPH Mobile Cone Crusher, and 500 TPH Powerscreen Mobile Screen
CAB 586-4200 CSP	Tileco, Inc., CSP No. 0244-01-C, Application for Significant Modification	Located at: 91-209 Hanua Street, Campbell Industrial Park, Kapolei, O'ahu	Issued: 3/14/08	384 TPH Stone Processing Plant and Two (2) Hollow Concrete Block Plants
CAB 586-4200 NCSP	City & County of Honolulu NSP No. 0215-02-N Application for Significant Modification	Located at: 91-1501 Geiger Road, 'Ewa Beach, O'ahu	Issued: 3/18/08	Honouliuli Wastewater Treatment Plant
CAB 586-4200 NCS General Permit	Small Area Source Dry Cleaning Facility	Located at: State of Hawai'i	Comments Due: 4/21/08	Dry Cleaning
CAB 586-4200 NCS General Permit	Large Area Source Dry Cleaning Facility	Located at: State of Hawai'i	Comments Due: 4/21/08	Dry Cleaning

Federal Notices

Nuclear Regulatory Commission Meetings

The Nuclear Regulatory Commission (NRC) may have met at the Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland, on Thursday, March 27, 2008 at 9:25 A.M. in the morning for an Affirmation Session for Pa'ina Hawai'i, LLC (Materials License Application) Atomic Safety and Licensing Board's Decision on Environmental Contentions (December 21, 2007). The schedule for NRC meetings is subject to change on short notice. To verify the status of meetings, call (recording) (301) 415-1292. Contact person for more information: Michelle Schroll, (301) 415-1662. The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/about-nrc/policy-making/schedule.html> (see, 73 F.R. 15797, March 25, 2008).

Conservation Security Program

The Natural Resources Conservation Service (NRCS) and Commodity Credit Corporation (CCC), of the United States Department of Agriculture (USDA) announce the Fiscal Year 2008 sign-up, CSP-08-01, for the Conservation Security Program (CSP). This sign-up will be open from April 18, 2008 through May 17,

2008, in selected 8-digit watersheds selected 8-digit watersheds, which can be viewed at: http://www.nrcs.usda.gov/programs/csp/CSP_2008/2008_CSP_WS.html. These watersheds were selected using the process set forth in the Interim Final Rule. In addition to other data sources, this process used National Resources Inventory data to assess land use, agricultural input intensity, and historic conservation stewardship in watersheds nationwide. NRCS State Conservationists recommended a list of potential watersheds after gaining advice from the State Technical Committees. These 51 watersheds were announced by the Secretary of Agriculture September 25, 2006, and will be carried forward to sign-up CSP-08-01 as no sign-up was conducted in 2007. Producers who are participants in an existing CSP contract may not apply in this sign-up. Applicants can submit one application for this sign-up. Those applicants who are entities or joint operations must file a single application for the organization. The administrative actions announced in the notice are effective on March 27, 2008. For more information contact Dwayne Howard, Branch Chief, Stewardship Programs, Financial Assistance Programs Division, NRCS, P.O. Box 2890, Washington, DC 20013-2890, telephone: (202) 720-1845; facsimile (202) 720-4265. Submit electronic mail to: dwayne.howard@wdc.usda.gov, Attention: Conservation Security Program (see, 73 F.R. 16246, March 27, 2008).

April 8, 2008

(10) Fencing of the Kona Forest Unit of the Hakalau Forest National Wildlife Refuge (NEPA FEA-FONSI)

District: South Kona
TMK: 8-6-01: 16
Federal Agency: United States Department of the Interior, Fish and Wildlife Service, Big Island National Wildlife Refuge Complex, Hakalau Forest National Wildlife Refuge, 60 Nowelo Street, Suite 100, Hilo, Hawai'i 96720
Status: Final environmental assessment (FEA) AND Finding of No Significant Impact (FONSI).

The U.S. Fish and Wildlife Service (Service) has completed a Final Environmental Assessment (EA) to evaluate the potential environmental effects associated with construction of 88,500 feet of fence to create three management units enclosing 5,300 acres within the Kona Forest Unit (KFU), Hakalau Forest National Wildlife Refuge, Hawai'i Island. Fence construction will support the management program approved in 1997 when the Kona Forest Unit was established. Management is focused on endangered species recovery actions including biological research and monitoring, prevention and suppression of wildfires, and habitat restoration through reforestation, feral ungulate control, non-native predator control, and invasive plant control. The Service has determined the project will not significantly impact the quality of the human environment and has made a Finding of No Significant Impact. The project would provide 5-foot tall pig and cattle-proof fences around the two lower units and 7-foot tall pig, cattle and sheep-proof fences around the upper unit of KFU. Of three alternatives considered, Alternative 1 was selected for implementation, which would include a 15-foot wide, bulldozed access corridor along the entire fenceline to enable access for maintenance. The Final EA is available for review on the Big Island NWR Complex website: <http://www.fws.gov/pacificislands/wnwr/bignwrindex.html>.

(11) Kahului Harbor Draft Environmental Impact Statement (NEPA EIS)

The U.S. Department of Transportation Maritime Administration (MARAD) announces an extension to the public comment period for the Kahului Harbor Master Plan Draft Environmental Impact Statement. The Draft EIS addresses the community's needs for commercial harbor facilities through 2030. Comments on this Draft EIS must be received by March 28, 2008. To Comment on the Draft EIS: You can send written comments either to the preparers or to the Federal sponsor. Send comments by mail to Mr. John Kirkpatrick, Belt Collins Hawai'i, 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819 and to Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., W12-140, Washington, DC 20590. Send comments by Internet by following instructions at the Web site, <http://www.regulations.gov>. Please identify all comments by the docket number: MARAD-2006-26228. All submissions must include the Agency name and docket number. Send requests for more information related to the EIS or requests to be added to the mailing list for this project to Mr. John Kirkpatrick, Belt Collins

Hawai'i, 2153 N. King Street, Suite 200, Honolulu, Hawai'i 96819, e-mail: jkirkpatrick@beltcollins.com. For agency information, please contact Daniel E. Yuska Jr., Environmental Protection Specialist, U.S. Maritime Administration, 1200 New Jersey Avenue, SE., Washington, DC 20590, e-mail: daniel.yuska@dot.gov or Dean Watase, Planning Branch, Harbors Division, Hawai'i State Department of Transportation, 79 S. Nimitz Highway, Honolulu, Hawai'i 96813, e-mail: dean.watase@hawaii.gov (see, 73 F.R. 14870, March 19, 2008).

Marine Mammals

The National Marine Fisheries Service (NMFS) notes that Zvi Livnat, P.O. Box 1209, Kealahakua, Hawai'i 96750, has applied in due form for a permit to conduct commercial/educational photography of spinner dolphins (*Stenella longirostris*). Written, telefaxed, or electronic mail comments must be received on or before April 21, 2008. The application and related documents 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, Maryland 20910, telephone (301)713-2289; fax (301)713-0376; and Pacific Islands Region, NMFS, 1601 Kapi'olani Boulevard, Room 1110, Honolulu, Hawai'i 96814-4700; telephone (808)944-2200 and facsimile (808)973-2941. Written comments or requests for a public hearing on this application should be mailed to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, Maryland 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular request would be appropriate. Comments may also be submitted by facsimile at (301)713-0376, provided the facsimile is confirmed by hard copy submitted by mail and postmarked no later than the closing date of the comment period. Comments may also be submitted by e-mail. The mailbox address for providing e-mail comments is NMFS.Pr1Comments@noaa.gov. Include in the subject line of the e-mail comment the following document identifier: File No. 10133. For more information contact Amy Hapemen or Brandy Belmas, (301)713-2289 (see, 73 F.R. 15137, March 21, 2008).

New U.S. World Heritage Tentative List

The National Park Service of the U.S. Department of the Interior (NPS) has given notice that of the official publication of the new U.S. World Heritage Tentative List. NPS is also providing a First Notice for the public to comment on proposed initial U.S. nominations from the new Tentative List to the UNESCO World Heritage List. This notice complies with Sec. 73.7(c) of the World Heritage Program regulations (36 C.F.R. part 73). The Tentative List consists of properties that appear to qualify for World Heritage status and which may be considered for nomination by the United States to the World Heritage List. The new U.S. Tentative List was transmitted to the UNESCO World Heritage Centre on January 24, 2008. The preparation of the Tentative List provided multiple opportunities for the public to comment on which sites to include, as part of a process that also included recommendations by the U.S. National Commission for UNESCO, a Federal Advisory Commission to the U.S. Department of State.

Federal Notices

April 8, 2008

The United States is now considering whether to nominate any of the properties on the Tentative List to the World Heritage List. The U.S. is considering proposing two properties, the Papahānaumokuākea Marine National Monument, Hawai‘i, and Mount Vernon, Virginia, as the initial U.S. sites to be drawn from the new Tentative List for nomination to the World Heritage List. The Department will consider both public comments received during this comment period and the advice of the Federal Inter-agency Panel for World Heritage in making a final decision on the initial U.S. World Heritage nominations, if any. Comments upon whether to nominate any of the properties on the new Tentative List, including Papahānaumokuākea Marine National Monument and Mount Vernon, will be accepted on or before fifteen days from the date of publication of this notice in the Federal Register. If selected, the owners of sites proposed for nomination will be responsible, in cooperation with the National Park Service, for preparing the draft nomination in the nomination Format required by the World Heritage Committee and for gathering documentation in support of it. Any such nominations must be received from the preparers by the National Park Service in substantially complete draft form by July 1, 2008. Such draft nominations will be reviewed, amended if necessary, and provided to the World Heritage Centre for initial review no later than September 30, 2008. The Centre is to provide comments by November 14, 2008, with final submittal to the World Heritage Centre by the Department of the Interior through the Department of State required by January 30, 2009. Protective measures must be in place before a property may be nominated. If a nomination cannot be completed in accordance with this timeline, work may continue into the following year for subsequent submission to UNESCO. Please provide all comments directly to Jonathan Putnam, Office of International Affairs, National Park Service, 1201 Eye Street, NW., (0050) Washington, DC 20005 or by e-mail to: jonathan_putnam@nps.gov, telephone (202) 354-1809, facsimile (202) 371-1446. All comments will be a matter of public record (see, 73 F.R. 14835, March 19, 2008).

Northwestern Hawaiian Islands Mokuapapa Discovery Center Exhibit Evaluation

Mokuapapa Discovery Center (Center) is an outreach arm of Papahānaumokuākea Marine National Monument that reaches 60,000 people each year in Hilo, Hawai‘i. The Center was created four years ago to help raise support for the creation of a National Marine Sanctuary in the Northwestern Hawaiian Islands. Since that time, the area has been proclaimed a Marine National Monument and the main messages we are trying to share with the public have changed to better reflect the new monument status and the joint management by the three co-trustees of the Monument. We therefore are seeking to find out if people visiting our Center are getting our new messages by conducting an optional exit survey. Surveys will be conducted by in-person interview as people exit the Center. Interviewers will record responses on paper, and later transfer them to an electronic database. Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency’s estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record. The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995. Written comments must be submitted on or before May 19, 2008. Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at dHynek@doc.gov). For more information including copies of the information collection instrument and instructions, contact Linda Schubert at (808) 933.8184 or by e-mail at linda.schubert@noaa.gov (see, 73 F.R. 14441, March 18, 2008).