



The Environmental Notice

March 08, 2009

KAUAI (HRS 343)

- 1. [Helicopter Landing Area at Manawaiopuna Falls](#) (FEA) 2
- 2. [Piwai 677' 0.5 MG Storage Tank](#) (FEA) 2
- 3. [East Alakai Protective Fence](#) (FEA) 3
- 4. [Kuhio Highway Slope Stabilization](#) (FEA) 3

OAHU (HRS 343)

- 5. [Makakilo Drive Extension](#) (FEA) 4
- 6. [Wahiawa Transit Center & Park and Ride](#) (FEA) 4

MAUI (HRS 343)

- 7. [Honuaula](#) (EISPN) 5
- 8. [Dean/Riley Residence, Lot 45-A](#) (DEA) 5

HAWAII (HRS 343)

- 9. [Revisions and Updates to the University of Hawaii Center – West Hawaii Long Range Development Plan](#) (SEISPN) 6
- 10. [Honotua Fiber Optic Cable System](#) (DEA) 7
- 11. [Mohouli Heights Senior Housing](#) (DEA) 7
- 12. [Glenwood, Pahoehoe and Volcano Convenience Center Improvements](#) (FEA) 8
- 13. [Kona Blue Water Aquafarm](#) (DEA) 8

SPECIAL MANAGEMENT AREA (CHAPTER 25, REVISED ORDINANCES OF HONOLULU)

- Waialae Country Club Clubhouse Renovation (FEA) 9

COASTAL ZONE NOTICES (HRS 205A)

Federal Consistency Reviews

- Palani Road & Kamakaeha Ave. Intersection Improvements, North Kona, Hawaii 10
- Federal Rule Implementing the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean 10
- Computerized Traffic Control System, Phase 10 - Kailua & Kaneohe, Oahu 10
- Computerized Traffic Control System, Phase 11 - Kapolei, Makakilo, Ewa, Oahu 11

Special Management Area Minor Permits

Shoreline Notices

- Shoreline Certification Applications 12
- Shoreline Certifications and Rejections 12

CONSERVATION DISTRICT USE PERMITS

- 13

POLLUTION CONTROL PERMITS (HRS 342B)

- Department of Health Permits 13

FEDERAL NOTICES

- Revised Record of Decision for Hawaii Range Complex, Dept of the Navy 14
- Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Unitech Services Group, Honolulu, Nuclear Regulatory Commission 14
- Hakalau Forest National Wildlife Refuge, Notice of Intent to Prepare a Comprehensive Conservation Plan and Environmental Assessment 15

GLOSSARY

- 16

Katherine Puana Kealoha, Director Office of Environmental Quality Control 235 South Beretania Street, Suite 702 Honolulu, HI 96813 Tel: (808) 586-4185 Fax: (808) 586-4186 Email: oeqc@doh.hawaii.gov	Website: http://hawaii.gov/health/environmental/oeqc/index.html/ Kauai: 274-3141 ext. 64185 Maui: 984-2400 ext. 64185 Molokai/Lanai: 1-800-468-4644 ext. 64185 Hawaii: 974-4000 ext. 64185
---	--

The Environmental Notice is available for public review on the 8th and 23rd of each month on OEQC's website, pursuant to Chapter 343-3, HRS

KAUAI (HRS 343)

1. Helicopter Landing Area at Manawaiopuna Falls (FEA)

Island: Kauai
District: Waimea
TMK: 1-8-01:01
Applicant: Island Helicopters Kauai, Inc., P.O. Box 831, Lihue, Kauai, HI 96766. Contact: 245-8588
Approving Agency: County of Kauai Planning Commission, 4444 Rice Street, Suite A473, Lihue, Kauai, HI 96766-1326. Contact: 241-6677
Consultant: Walton D.Y. Hong, 3135 Akahi Street, Suite A, Lihue, Kauai, HI 96766-1106. Contact: 245-4757
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Special Permit SP-2008-2, Use Permit U-2008-3, Class IV Zoning Permit Z-IV-2008-5

The proposed helicopter landing area at the base of Manawaiopuna Falls will affect the ambient air quality of the project area. Dust and loose debris will be raised during landings and takeoffs; however, fugitive dust will be minimal. The helicopters' engines and rotors will introduce a new source of noise to the area, approximately 90 db during approaches and takeoffs; however, the noise will be temporary and should not adversely affect faunal life. The vegetation found in the area is not native to Hawaii, and no native avifauna and wildlife are known to have established habitat in the area. Resident species identified in the assessment are primarily "alien" or introduced species. Additionally, the lands in the project area were heavily impacted by ranching and sugar cultivation activities of the 19th and 20th centuries, any cultural sites and/or resources would have been destroyed or buried; therefore, there should be no adverse impact to any cultural resources in the project lands.

2. Piwai 677' 0.5 MG Storage Tank (FEA)

Island: Kauai
District: Koloa
TMK: 2-5-1:02
Proposing Agency: County of Kauai, Department of Water, P.O. Box 1706, Lihue, HI 96766. Keith Fujimoto, 245-5400
Approving Agency: Same
Consultant: Fukunaga & Associates, Inc., 1388 Kapiolani Blvd., 2nd Floor, Honolulu, HI 96814. Lynn Malinger, 944-1821
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: NPDES, Building, Grading, Use, Special, Class IV Zoning

The County of Kauai, Department of Water (DOW) proposes to construct a 0.5 million gallon (MG) water storage tank to enhance storage in the Lawai-Omao Water System in accordance with the DOW comprehensive long-range plan, Water Plan 2020. The tank will connect to the Piwai Well Complex project, constructed in conjunction with the Kukuiula development, both of which are being developed by Kukuiula Development Company (Hawaii), LLC (KDCH).

The 0.5 MG tank is proposed to be located adjacent to the KDCH Piwai 0.1 MG control tank and would connect to the Piwai Well Complex transmission mains. The Piwai Well Complex project is complete and awaiting dedication to the DOW. This project may be funded through the State Drinking Water State Revolving Fund (DWSRF) program, which would constitute a federal action; therefore, the project must meet all Hawaii DWSRF requirements.

The proposed tank site was used for sugar cane cultivation, and is currently used for cattle grazing. Assessment of the project requirements and the highly disturbed project site has determined that there will be no significant environmental impacts. The long-term responsibility of DOW to provide adequate water supplies to the Lawai-Omao Water System justifies the implementation of the project.

3. East Alakai Protective Fence (FEA)

Island: Kauai
District: Hanalei and Waimea
TMK: 4-5-8-01-01 and 4-1-4-01-03
Proposing Agency: Watershed Partnerships Program, Division of Forestry & Wildlife/DLNR, 1151 Punchbowl St., Rm 325, Honolulu, HI 96813. Lisa Ferentinos, 586-0917; and Kauai Watershed Alliance, c/o The Nature Conservancy, 4180 Rice Street, Suite 102B, Lihue, HI 96766. Allan Rietow, 639-7544
Approving Agency: Watershed Partnerships Program, Division of Forestry & Wildlife/DLNR, 1151 Punchbowl St., Rm 325, Honolulu, HI 96813. Lisa Ferentinos, 586-0917
Consultant: Kauai Watershed Alliance, c/o The Nature Conservancy, 4180 Rice Street, Suite 102B, Lihue, HI 96766.
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Conservation District Use Permit

The Kauai Watershed Alliance, with approval of the landowners, proposes to construct a protective fence to intensively reduce feral pig populations within a portion of the eastern Alakai Plateau. This watershed receives the greatest rainfall and is home to a rich diversity of unique Hawaiian plants and animals (202 native plants, 66 single island endemic taxa). The fence will be 4.48 miles long and will enclose 595 ac of the Alakai Wilderness Preserve (State of Hawaii) and 1,405 ac of McBryde Sugar Co. (Alexander & Baldwin) land within the Conservation District. Vegetation will be cleared from a 10 foot wide corridor along the length of the fence alignment using hand operated tools. A 48 inch high fence will be constructed using galvanized hog wire fence mesh supported by galvanized fence posts. Weatherports and radio repeaters will be assembled.

Research has demonstrated that feral pigs pose a significant threat to the native biodiversity and watershed integrity of native Hawaiian forests. Native vegetation recovers from pig damage when pigs are removed. Decades of pig control in Hawaii verifies that the only successful method of completely protecting an area from pigs is to exclude the animals with wire mesh fence.

4. Kuhio Highway Slope Stabilization (FEA)

Island: Kauai
District: Hanalei
TMK: (4) 5-4-04:32
Proposing Agency: State Department of Transportation - Highways Division, 869 Punchbowl Street, Room 513, Honolulu, HI 96813. Manny Quodala; 692-7573
Approving Agency: Same
Consultant: Ms. Michelle Mason, Earth Tech AECOM, 841 Bishop Street, Suite 500, Honolulu, HI 96813. Contact: 356-5322; michelle.mason@aecom.com
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: CDUA; NPDES; Grading Permit

The State Department of Transportation is proposing slope stabilization measures to be undertaken along Kuhio Highway near Hanalei, Kauai. The purpose of the proposed action is to reduce the potential for rockfalls and landslides adjacent to Kuhio Highway. Slope stabilization would be accomplished via installation of anchored wire mesh and ring net systems, and localized stabilization or demolition of unstable boulders.

No impacts are expected for most resources. Long-term positive impacts are expected for geology and soils, natural hazards, safety and health, and transportation. Short-term adverse construction impacts related to air quality, hazardous materials and hazardous waste, noise, safety and health, transportation, and visual resources are possible during implementation of the proposed action. However, best management practices to be implemented during construction would reduce these impacts. Based on the discussion of impacts and mitigation measures contained in the Final EA, a Finding of No Significant Impact has been determined.

OAHU (HRS 343)

5. Makakilo Drive Extension (FEA)

Island: Oahu
District: Ewa
TMK: (1) 9-2-02:01, 06, 07, 08 and 9-2-03:74
Proposing Agency: Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI 96813. Brian Suzuki, 768-8349
Approving Agency: Same
Consultant: R.M. Towill Corporation, 2024 North King Street, Suite 200, Honolulu, HI 96819. Chester Koga, 842-1133
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: NPDES permit for Construction Stormwater Discharge; Grading Permit; Land Acquisition; Connection to State Interchange

The Department of Transportation Services (DTS), City and County of Honolulu, proposes the development of a 4-lane, median separated roadway that connects the end of the existing Makakilo Drive to the proposed North-South Road Interchange currently under construction. The 4-lane road will have a right-of-way of 78 feet and will also include curbs, sidewalks, street lights, and landscaping. The estimated costs of the roadway is \$62 million. The roadway will be funded by the City and County of Honolulu through partnerships with private developers and landowners. The federal government will also be asked to assist.

The proposed roadway will provide a second means for Makakilo residents to access from and to the Interstate H-1. The project will also provide greater accessibility for commuters to access the Makakilo community and its facilities and services. The project will benefit area commuters by decreasing the volume of traffic at the Kapolei-Makakilo Interchange by diverting in-bound and out-bound traffic from the interchange. Diverting traffic from the Kapolei-Makakilo Interchange will improve the level of service at the interchange. The development of the proposed roadway, however, will not change the volume of traffic on Interstate H-1 beyond the interchange. This project further implements the Ewa Development Plan and the Oahu Metropolitan Planning Organization's (OMPO) Oahu Regional Transportation Plan (ORTP).

The DTS consulted with neighborhood groups, organizations and individuals prior to final selection of the preferred alignment. Participation by the community took two forms: public informational meetings, and via an advisory group formed for the project. Two general public informational meetings were held to obtain input from the broader community. Four alternative alignments were considered and six roadway cross-sections were examined.

6. Wahiawa Transit Center & Park and Ride (FEA)

Island: Oahu
District: Wahiawa
TMK: 7-4-06:02 and portion of 7-4-06:12
Proposing Agency: Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI 96813. Akira Fujita, 768 8387
Approving Agency: Same
Consultant: AM Partners, Inc., 1100 Alakea Street, Suite 800, Honolulu, HI 96813. Roland Libby, 526-2828 ext 248
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Zoning Waivers, Conditional Use Permit (minor) for Joint Development, Grading, Grubbing and Stockpiling, Permit to Excavate Public Right of Way, Sewer, Connection, Connection to City's Sewer System, Building Permits (Electrical, Plumbing, Sidewalk/Driveway, Certificate of Occupancy), Water, Connection/Facilities Charges.

The Department of Transportation Services proposes to develop a transit center on two parcels that are owned by the State of Hawaii adjacent to the Wahiawa Civic Center. The transit center will be on the ground floor with parking provided on the second floor. The structure is designed to allow future construction above the 2nd floor in a separate project by others. The ground level will house eight (8) bus bays and other ancillary spaces. The second level will accommodate 58 parking stalls. No long-term negative physical impacts are anticipated. Short-term construction related impacts are anticipated but should be adequately mitigated through the use of sound construction practices.

Beneficial impacts include the provision of efficient and logical routing and scheduling of public bus transport that encourages less dependence on the personal automobile. In addition, the proposed project will allow greater public accessibility to all public facilities and services. No long-term negative impacts are anticipated to the socio-economic environment as a result of the proposed action. A short-term benefit of the project is the creation of employment in the construction and related industries.

MAUI (HRS 343)

7. Honuaula (EISPN)

Island: Maui
District: Makawao
TMK: (2) 2-1-08:56 and 71
Applicant: Honuaula c/o Goodfellow Brothers, Inc., P.O. Box 220, Kihei, HI 96753. Charlie Jencks, 879-5205
Accepting Authority: County of Maui, Planning Department, 250 South High Street, Wailuku, HI 96793. Jeff Hunt, 270-7735
Consultant: PBR HAWAII, 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, HI 96813. Tom Schnell, 521-5631
Comments: EISPN pending 30-day comment. Address comments to the Applicant, with copies to the Accepting Authority, Consultant and OEQC
Permits: Project District Development Phase II and III; Subdivision, Grading/Building & NPDES Permits

Honuaula, located in the Kihei-Makena region of Maui, will be a master-planned community embracing "smart growth" principles such as diverse residential opportunities, commercial mixed uses, on-site recreational amenities, integrated bicycle/pedestrian networks, open space, parks, and conservation areas. The Honuaula property is comprised of two parcels totaling 670 acres designated as Project District 9 in the Kihei-Makena Community Plan. The Honuaula property is also zoned Project District 9 under Chapter 19.90A of the Maui County Code (MCC).

Honuaula will contain homes priced for a range of consumer groups, including workforce affordable homes in compliance with Chapter 2.96, Maui County Code (Residential Workforce Housing Policy). Honuaula will also contain village mixed use retail and commercial uses, and an 18-hole homeowner's golf course and related facilities, including a driving range and clubhouse facility.

Positive impacts include the provision of homes, protection of important habitat and natural features, protection of archaeological sites, and increased economic activity. Potential adverse environmental impacts include, increases in traffic, increases in electrical power consumed, and short-term impacts to air quality and noise levels due to construction. The draft EIS will contain an analysis of potential impacts and associated mitigation measures to ensure potential adverse impacts are minimized or mitigated.

8. Dean/Riley Residence, Lot 45-A (DEA)

Island: Maui
District: Lahaina
TMK: (2) 4-8-03:45
Applicant: James and Jeanne Riley & Warren and Susan Dean, 590 Old Stable Road, Paia, HI 96779. Jim Riley, 877-4202
Approving Agency: Department of Land & Natural Resources, Office of Conservation and Coastal Lands, PO Box 621, 1151 Punchbowl Street, Honolulu, HI 96813. Tiger Mills, 587-0382

Consultant: Rory Frampton, 340 Napoko Place, Kula, HI 96790. Rory Frampton, 877-4202
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, Consultant and OEQC
Permits: State Conservation District Use Permit (CDUP), County of Maui - Special Management Area (SMA) Single Family Exemption, State Department of Health - Individual Wastewater System Permit

The applicant proposes to construct a single-story, single-family residence of approximately 3,331 square feet on the subject property. Construction will involve clearing and grubbing of non-native trees, grass, and shrubbery; site work includes grading and driveway improvements; installation of wastewater, water and drainage systems and re-landscaping and restoration of a portion of the lot in native plants. Off-site work will include a private driveway installation and connection to existing utility systems (electrical, cable, telephone, and water). In order to minimize disturbance of the land, only the portion of the lot specifically used for the residence, driveway, walkways and a small yard area surrounding the residence will be permanently altered. It is the intent of the owner to have the remainder of the lot remain in a more naturalized state.

HAWAII (HRS 343)

9. [Revisions and Updates to the University of Hawaii Center – West Hawaii Long Range Development Plan \(SEISPN\)](#)

Island: Hawaii
District: North Kona
TMK: (3) 7-3-10:42
Proposing Agency: University of Hawaii, Office of Capital Improvements, 1960 East West Road, Honolulu, HI 96822. Contact: Brian Minaai, Associate Vice President for Capital Improvements, 956 3175
Accepting Authority: Governor, State of Hawaii, c/o of Office of Environmental Quality Control, 235 South Beretania Street, Suite 702, Honolulu, HI 96813
Consultant: Wil Chee – Planning & Environmental, 1018 Palm Drive, Honolulu, HI 96814. Celia Shen, Project Manager, 596 4688
Comments: SEISPN pending 30-day comment. Address comments to the Proposing Agency, with copies to the Accepting Authority, Consultant and OEQC
Permits: Use Permit (County of Hawai'i Planning Commission), Building and grading permits (County of Hawai'i Dept. of Public Works), Water supply system (County Dept. of Water Supply), Road and intersection improvements (State Dept. of Transportation; County Dept. of Public Works), Wastewater system (State Department of Health), NPDES Permit (State Department of Health), Burial Treatment Plan (Hawaii Island Burial Council)

The University of Hawaii is proposing revisions and updates to its Long Range Development Plan (LRDP) for the University of Hawaii Center – West Hawaii (UHCWH) at Kalaoa, North Kona, Island of Hawaii. This Supplemental Environmental Impact Statement Preparation Notice (SEISPN) and subsequent SEIS address the revisions and updates to the LRDP, which was initially prepared in 1998 and associated EIS in 2000. There are two major changes from the 1998 LRDP and the updated LRDP. First is the change in location of the campus core from the southwestern portion of the 500-acre state-owned parcel set aside in 1991 for University use, to the northwestern corner of the parcel. The second major change is an increase in the long-term target enrollment from 1,500 full-time equivalent students (FTES) to 3,000 FTES, as well as the inclusion of additional instructional programs. West Hawaii is the only geographic area and population center in the state that does not have a permanent facility for higher education. UHCWH currently leases space at a shopping center/business complex in Kealahou. In addition to not being centrally located within the West Hawaii region, current facilities are barely adequate to support existing programs and do not allow for program growth.

The 500-acre parcel is located above the Kona International Airport (along the lower slopes of Mt. Hualalai), approximately 4,500 feet mauka or landward of Queen Kaahumanu Highway. The project area currently is undeveloped and is characterized as lava lands covered in scrub grass, small trees and shrubs.

10. Honotua Fiber Optic Cable System (DEA)

Island: Hawaii
District: South Kohala
TMK: 6-2-02:08
Applicant: Office des postes et télécommunications de Polynésie française (OPT), PO Box 605, Papeete 98713. Tahiti, French Polynesia
Approving Agency: Department of Land & Natural Resources, Office of Conservation and Coastal Lands, PO Box 621, 1151 Punchbowl Street, Honolulu, HI 96813. Tiger Mills, 808-587-0382
Consultant: AMEC Earth & Environmental, Inc., 3375 Koapaka St. Suite F-251, Honolulu, HI 96819. POC: Denise Toombs, Senior Program Manager, (415) 847-3363
Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Approving Agency, Consultant and OEQC
Permits: CDUA, Shoreline Setback Variance, Department of Army (Section 10, Rivers and Harbors Act; Section 404, Clean Water Act)

Office des postes et télécommunications de Polynésie française (OPT) proposes to install one subsea fiber optic cable that will provide a connection between the existing cable station and onshore telecommunications infrastructure at Spencer Beach, Hawaii, and OPT's facilities in Tahiti. The proposed use is to install and operate a new system to improve current capacity. An important feature of the project is to use existing telecommunications infrastructure and corridors, which will retain the present "footprint" and use of the area as a hub for Pacific telecommunication systems.

Copies of the Draft EA can be obtained by calling Anna Mallon at 545-2462 or anna.mallon@amec.com. Copies have been provided to: Thelma Parker Library (Kamuela) and Kailua-Kona Library.

11. Mohouli Heights Senior Housing (DEA)

Island: Hawaii
District: South Hilo
TMK: (3) 2-4-01:177
Proposing Agency: Hawaii Island Community Development Corporation, 100 Pauahi Street, Suite 204, Hilo, HI 96720. Keith Kato, 969-1158 ext. 105
Approving Agency: County of Hawaii, Office of Housing & Community Development, 50 Wailuku Dr., Hilo, HI 96720. Contact and Phone: Jeremy McComber, 961-8379
Consultant: Brian T. Nishimura, Planning Consultant, 101 Aupuni St., Suite 217, Hilo, HI 96720. Brian Nishimura, 935-7692
Comments: DEA pending 30-day comment. Address comments to the Proposing Agency, with copies to the Consultant and OEQC
Permits: UIC and NPDES Permits-State Dept. of Health, State Land Use Boundary Amendment, Zone Change-County of Hawaii, Construction Plans Approval-Water Supply, Public Works, Planning

The Hawaii Island Community Development Corporation (HICDC) is proposing to develop a 160 unit elderly housing project on approximately 15 acres of land identified as TMK No. (3) 2-4-01:177. The subject property is situated on the northwest corner of Komohana Street and Mohouli Street at an elevation of approximately 300 feet above sea level.

The County of Hawaii has obtained management jurisdiction of the project site by way of Governor's Executive Order No. 4224 for the purpose of providing affordable rental housing for the elderly and related uses. The Hawaii County Council, by way of Resolution No. 709-08, authorized the Director of Finance to negotiate a seventy-five year lease with the Hawaii Island Community Development Corporation (HICDC), a non-profit Hawaii corporation, for the development of senior housing in accordance with the requirements of Executive Order No. 4224. The subject property is currently undeveloped and no development has previously occurred on the site.

The proposed project is envisioned as an integrated series of senior residences focused around a central activity core. The complex would contain approximately 160 residential units in multi-unit structures. The units will

be developed in 30-40 unit clusters incrementally over a five year time frame with an estimated cost of approximately 20 million dollars.

Access to the project will be from Mohouli Street through a fifty foot wide roadway parcel that is on the western boundary of the project site identified as Tax Map Key (3) 2-4-01:178. This roadway will be shared with the Hawaii County Fire Administration Support Complex which is proposed for the adjacent parcel to the west on Tax Map Key (3) 2-4-01:176. The area is served by all necessary utilities and improvements including electricity, roads, water and sewer system.

12. Glenwood, Pahoia and Volcano Convenience Center Improvements (FEA)

Island: Hawaii
District: Puna
TMK: (3rd) 1-8-08:17, 23 & 28, 1-5-08:07 & 1-9-01:02 & 04
Proposing Agency: County of Hawaii, Department of Environmental Management, Solid Waste Division, 108 Railroad Avenue, Hilo, HI 96720. Terin Gloor, 961-8058
Approving Agency: Same
Consultant: Geometrician Associates, PO Box 396, Hilo, HI 96721. Ron Terry, 969-7090
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: State DOH: National Pollutant Discharge Elimination System Permit. State DLNR: Conservation District Use Permit (potential). DOT: Approval for Work Within State Right of Way. County of Hawai'i: Department of Public Works, Engineering Division: Grading Permit County of Hawai'i, Building Permit. Planning Department: Plan Approval.

The project would re-design and renovate solid waste convenience centers in Glenwood, Pahoia, and Volcano to make them more user-friendly and provide space for roll-off recycling container bins, HI5 redemption and re-use areas, office and volunteer structures, and other functions. Overall design would integrate these components to improve ease-of-use and traffic flow. The convenience centers would be landscaped and their perimeters fenced. Built in the 1970s, the centers have deteriorated such that they present safety hazards. They were not designed for recycling, and their current layout restricts their effective and convenient use.

Because they have long been in use as solid waste convenience centers and the project would not change the overall character of use, impacts are generally minor. The sites would be re-graded in order to implement new designs, and the areas of use on the Glenwood site would be expanded into portions of adjacent properties that have already been disturbed. Primarily non-native plant species would be affected; no rare, threatened, or endangered species are present. No historic sites are present and no cultural practices occur at the centers. The designs include drainage facilities and long-term water quality impacts would improve relative to existing conditions.

Ongoing use would result in the continued potential for so-called nuisance impacts, which would be mitigated through staffing, signage, and good housekeeping strategies. In order to minimize the potential for invasive species to become established, they would be monitored and eradicated when necessary. A coqui frog-proof fence would be constructed at Volcano Convenience Center to confine any frogs that were accidentally introduced on the site until they could be eradicated. Mitigation for nuisance issues may result in a net improvement over existing conditions. Construction would be phased in order to keep a part of each convenience center open.

13. Kona Blue Water Aquafarm (DEA)

Island: Hawaii
District: North Kona
TMK: Submerged Lands
Applicant: Kona Blue Water Farms, #1 Keahole Point Road, Kailua-Kona, HI 96740. Neil Anthony Sims, President, 331-1188
Approving Agency: Dept of Land and Natural Resources, Office of Conservation and Coastal Lands, PO Box 621, Honolulu, HI 96809. Michael Cain, 587-0048

Comments: DEA pending 30-day comment. Address comments to the Applicant, with copies to the Consultant and OEQC
Permits: CDUP

Kona Blue Water is applying to modify its existing mariculture permit to expand the range of allowable pen types. The farm currently uses eight Sea Station 3000 pens. The proposal would allow for a maximum of five net pens, none larger than 7,000 cubic meters, and together no larger than the current capacity of 24,000 cubic meters.

Pens could be submersible or surface pens, either (a) modified submersible Sea Stations, (b) PolarCirkel-style thick-walled HDPE surface pens, (c) plastic-lumber framed Aquapods, or (d) any other similar professionally-engineered, rigid-framed net pen that does not extend beyond 4 ft above the ocean surface. The netting would be (1) strengthened Dyneema® mesh, (2) Kikkonet rigid plastic mesh, (3) plastic-covered metal mesh, (4) other similar non-corrosive metal mesh, or (5) other similar low-stretch, taut-mesh material. The pens could be used for research, breeding, or production. The primary species will be kahala (*Seriola rivoliana*). Kona Blue may also culture amberjack (*S. dumeril*), mahimahi (*Coryphaena hippurus*), and Pacific threadfin (*Polydactylus sexifilis*).

They are not requesting an increase in ocean lease area or in total farm capacity. The existing mooring grid will remain largely unchanged. Public access to the lease area will be essentially unchanged.

SPECIAL MANAGEMENT AREA (CHAPTER 25, REVISED ORDINANCES OF HONOLULU)

Waialae Country Club Clubhouse Renovation (FEA)

Island: Oahu
District: Honolulu
TMK: 3-5-23: 3 and 38
Applicant: Waialae Country Club, Kyo-Ya Co. Ltd., Kamehameha Schools
Approving Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, HI 96813. Steve Tagawa, 768-8024
Consultant: Kimura International, Inc., 1600 Kapiolani Blvd., Suite 1610, Honolulu, HI 96814. Glenn Kimura, 944-8848
Comments: FEA accepted by the Approving Agency. There is no comment period
Permits: Special Management Area (SMA) Use Permit

Waialae Country Club proposes to renovate the existing clubhouse facility located on the makai side of Kahala Avenue, including the: 1) Construction of a new lobby, porte cochere and outdoor dining patio area attached to the existing clubhouse building; 2) the expansion of the existing pool and tennis locker room building with the addition of an wide second floor fitness center which creates new first floor lanai areas; 3) a new 1,392 square-foot snack bar and 572-square-foot kiosk makai of the existing swimming pool; 4) relocated tennis courts and the expansion and reconfiguration of the parking lot.

According to applicant, the existing facility is essentially unchanged since it was originally built in the 1970s. The proposal is part of a master plan which is intended to enhance and upgrade the facility to better serve the private membership and better utilize its oceanfront location, improve parking, address space deficiencies, upgrade energy saving and use green building techniques.

The proposed improvements are planned as soon approvals are obtained. Construction is estimated to cost \$12 million and is anticipated to take about twelve (12) months to complete. The new construction improvements require the approval of a major SMA Use Permit from the Honolulu City Council. Interior renovations to the existing clubhouse building, which are not subject to SMA approval, are also planned as part of the overall renovation project.

COASTAL ZONE NOTICES

Federal Consistency Reviews

The Hawaii Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, HRS. 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 Hawaii CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Molokai: 468-4644 x72878, Kauai: 274-3141 x72878, Maui: 984-2400 x72878 or Hawaii: 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. Comments may be submitted to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, HI 96804. Email: jnakagaw@dbedt.hawaii.gov or Fax: (808) 587-2899.

Palani Road and Kamakaeha Ave. Intersection Improvements, North Kona, Hawaii

Applicant: County of Hawaii Department of Public Works
Contact: Ben Ishii, (808) 961-8423
Federal Action: Federal Funding
Federal Agency: Federal Highway Administration (FHWA)
Location: Palani Road & Kamakaeha Ave., North Kona, Hawaii
TMK: (3) 7-4-8; 7-4-20
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: Use federal funds from the FHWA to construct improvements for the Palani Road and Kamakaeha Ave. intersection in North Kona. The improvements consist of: concrete retaining walls, drywells, concrete sidewalks, pavement striping and asphalt concrete paving.
Comments Due: March 23, 2009

Federal Rule Implementing the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean

Federal Action: Federal Agency Activity
Federal Agency: National Marine Fisheries Service (NMFS)
Contact: Tom Graham, 944-2219
Location: Western and Central Pacific Ocean
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: NMFS proposes to issue a rule to carry out the international obligations of the U.S. under the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean. The rule would be issued under the authority of the Western and Central Pacific Fisheries Convention (WCPFC) Implementation Act. The proposed rule would limit catches of bigeye tuna by longline vessels in order to reduce the fishing mortality rate to the level associated with the maximum sustainable yield. The proposal would establish a catch limit where one does not currently exist. For each of the years 2009, 2010 and 2011, there would be a limit on the amount of bigeye tuna that may be caught by Hawaii longline fishery in the western and central Pacific Ocean. The limit would be set at the amount captured in 2004 less 10 percent, which is estimated to be 3,763 metric tons. If the limit is reached in any given year, the fishery would be closed for the remainder of the calendar year.
Comments Due: March 23, 2009

Computerized Traffic Control System, Phase 10 - Kailua & Kaneohe, Oahu

Applicant: City and County of Honolulu Department of Transportation Services
Contact: Malia Cox, PBR Hawaii, 521-5631
Federal Action: Federal Funding
Federal Agency: Federal Highway Administration (FHWA)
Location: Existing street rights-of-way in Kailua & Kaneohe, Oahu
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: The proposed project is the tenth phase of a FHWA funded program to reduce traffic congestion through the application of current technology in the operations of the City's traffic signal system by expanding the existing Closed Circuit Television traffic surveillance and traffic signal monitoring capabilities for the Kailua and Kaneohe areas. The project involves the installation of: fiber optic cable along 8.4 miles of roadway and connecting 16 intersections to the existing system; underground conduits and raceways using directional boring and traditional trenching; three 35-foot high utility poles to replace three existing 25-foot poles along Kalaniana'ole Highway

between Auloa and Kapaa Quarry Roads; overhead messenger; traffic camera cabinets; switches; communications equipment; and traffic cameras.

Comments Due: March 23, 2009

Computerized Traffic Control System, Phase 11 - Kapolei, Makakilo, Ewa, Oahu

Applicant: City and County of Honolulu Department of Transportation Services
Contact: Malia Cox, PBR Hawaii, 521-5631
Federal Action: Federal Funding
Federal Agency: Federal Highway Administration (FHWA)
Location: Portions of Kapolei Parkway, Kamokila Blvd., Wakea St., Manawai St., Kamaaha Dr., Makakilo Dr., Farrington Hwy., North-South Rd., Renton Rd., Oahu
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Proposed Action: The proposed project is the eleventh phase of a FHWA funded program to reduce traffic congestion through the application of current technology in the operations of the City's traffic signal system by expanding the existing Closed Circuit Television traffic surveillance and traffic signal monitoring capabilities for the Makakilo, Kapolei and Ewa areas. The project involves the installation of: fiber optic cable along 10.5 miles of road rights-of-way (roads have not yet been constructed in several locations) and connecting 21 intersections to the existing system; underground conduits and raceways using directional boring and traditional trenching; overhead messenger; traffic camera cabinets; switches; communications equipment; and traffic cameras.

Comments Due: March 23, 2009

Special Management Area (SMA) Minor Permits

Pursuant to Ch. 205A-30, HRS 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. Honolulu (523-4131); Hawaii (961-8288); Kauai (241-6677); Maui (270-7735); Kakaako (Honolulu) or Kalaeloa Community Development District (587-2840).

Location (TMK)	Description (File No.)	Applicant/Agent
Oahu: Kakaako Community Development District (2-1-58:41, 82-86, 91, 110, 112-116, 119, 121)	Kewalo Keiki Fishing Conservancy, a non-profit Children's Marine Education Program (SMA/09-1)	Hawaii Community Development Authority
Oahu: Koko Head (3-9-12:2)	Installation of High Frequency Radio Instrumentation at Koko Head (2009/SMA-12)	University of Hawaii at Manoa, School of Ocean and Earth Science and Technology (SOEST)
Hawaii: Puna (1-4-69:35)	Installation of Field Fencing (SMM 09-98)	Tracy Parlier and David Empey
Hawaii: South Kohala (6-8-22:8)	Replace Existing Antennas and Install a New Emergency Generator (SMM 09-99)	Cellco Partnership dba Verizon Wireless
Maui: Wailuku (3-4-28-45)	Demolish Existing Structures and Replacement Dwellings onto Two Lots (SM2 20080080)	Halley, Craig
Maui: Kihei (3-9-1-156)	Temporary Stockpile of Boulders (SM2 20090008)	Kenranes LTD
Maui: (3-9-1-143)	ATE-Loft Addition (SM2 20090009)	Mogovern, Rick
Maui: (3-7-2-20)	MOBI PCS (SM2 20090010)	MOBI PCS

Shoreline Notices

Shoreline Certification Applications

Pursuant to HRS §205A-42 and HAR §13-222-12, the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and in Room 220, 1151 Punchbowl St., Honolulu (587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, HI 96813 and postmarked no later than 15 calendar days from the date of the public notice of the application. If there are any questions, please call Ian Hirokawa at 587-0420.

File No.	Date	Location	Applicant/Owner	TMK
OA-1293	2/17/09	Lot 178 of Land Court App 1095 Map 15 situate at Kaunala, Koolauloa, Oahu Address: 58-015 Makanale Street Purpose: Development of property	Dennis K. Hashimoto/ Senn Family Trust	5-8-03:74
OA-1294	2/17/09	Lot 759 (Map 39) Land Court Application 242 situate at Puuloa, Oahu Address: 91-067 Parrish Drive Purpose: Determine setback for building purposes	Arden J. Torcuato/ Kenessey Trust	9-1-17:11
OA-1295	2/18/09	Lot 15 as shown on Map 1 of Land Court Consolidation 211 situate at Kaunala, Koolauloa, Oahu Address: 58-195 Napoonala Place Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Donald Horner	5-8-06:45
OA-1296	2/18/09	Lot 2697 as shown on Map 274 of Land Court Application 1069 situate at Honouliuli, Ewa, Oahu Address: N/A Purpose: Shoreline determination	Park Engineering/ City and County of Honolulu	9-1-134:06
MA-426	2/13/09	Lot A-2 Makena Beach Lots being a portion of Royal Patent 8534, Land Commission Award 11216, Apana 21 to M. Kekauonohi situate at Palauea, Honuaula, Makawao, Maui Address: 4410 Makena Road Purpose: Determine shoreline setback	R.T. Tanaka Engineers, Inc./ James Schloemer	2-1-11:28
MA-427	2/23/09	Land Court Application 404 (Map 1) situate at Kooka and Alio, Lahaina, Makawao, Maui Address: 455 Front Street Purpose: N/A	Akamai Land Surveying, Inc./ Joe Fedele	4-6-02:06
HA-402	2/25/09	Lot 44 of Puako Beach Lots (HTS Plan 414-B) being the whole of Grant 13,371 to Douglas Ackerman and Doris Irene Matlby Ackerman situate at Lalamilo, Waimea, South Kohala, Hawaii Address: 69-1778 Puako Road Beach Drive Purpose: Obtain county building permits	Wes Thomas Associates/ Puako Ehukai LLC	6-9-04:02
KA-325	2/4/09	Lot 2-C as shown on Map 10 of Land Court Application 956 situate at Koloa, Kona, Kauai Address: 2179 Hoone Road Purpose: Setback determination	Ronald J. Wagner/ James Carl Hoselton	2-8-17:05

Shoreline Certifications and Rejections

Pursuant to HRS §205A-42 and HAR §13-222-26, the following shorelines have been proposed for certification or rejection by DLNR. Any person or agency wishing to appeal a proposed shoreline certification or rejection shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejections. The notice of appeal shall be sent to the Board of Land and Natural Resource, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
KA-320	Proposed Shoreline Certification	Lot 8 Wainiha Subdivision II File Plan 1840 situate at Wainiha, Hanalei, Kauai Address: 7334 Alealea Road Purpose: Building permit/ SMA design review approval/ shoreline setback determination	Esaki Surveying and Mapping, Inc./ Gan Eden LLC	5-8-09:47

CONSERVATION DISTRICT USE PERMITS

Persons interested in commenting on the following Conservation District Use Application (Departmental Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determinations on Conservation District Use Applications must submit requests to DLNR that include the following information:

1. Name and address of the requestor;
2. The permit for which the requestor would like to receive notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to: State Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI 96809. DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information, contact Kimberly Tiger Mills of our Office of Conservation and Coastal Lands staff at 587-0382.

File No.: OA-3502
Applicant: Hawaiian Electric Company
Location: Puu Manawahua, Makakilo, Ewa District, Oahu
TMK: (1) 9-2-5:14
Proposed Action: Microwave Telecommunications Station
343, HRS determination: Exempt
Applicant's Contact: John Sakaguchi, Wilson Okamoto Inc., 946-2777

POLLUTION CONTROL PERMITS

Department of Health Permits

Pursuant to HRS §342B and HAR §11-60.1, the following is a list of some pollution control permits currently before the State Dept. of Health.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, NonCovered Source Permit	Double D Services NSP No. 0709-01-N (Initial Application)	Located at: Shipman Industrial Park, Lot 9073-B-20, Keaau, Hawaii	Issued: 2/12/09	One (1) 15 TPH Tub Grinder
Clean Air Branch, 586-4200, NonCovered Source Permit	Dust-Tex of Honolulu, Inc. NSP No. 0435-01-N (Application for Modification/Renewal)	Located at: 210-C Puuhale Road Honolulu, Oahu	Issued: 2/13/09	Two (2) 100 hp Boilers

Clean Air Branch, 586-4200, NonCovered Source Permit	West Hawaii Concrete NSP No. 0434-01-N (Renewal Application)	Located at: 5039D Queen Kaahumanu Hwy., Hawaii	Issued: 2/12/09	150 CY/HR Concrete Batch Plant
---	--	--	--------------------	--------------------------------------

FEDERAL NOTICES

Notice of Revised Record of Decision for Hawaii Range Complex, Department of the Navy

The Department of the Navy (Navy) announces its decision to revise the Record of Decision (ROD) issued on June 26, 2008, and published on July 7, 2008 (73 Fed. Reg. 38424) on the Final Environmental Impact Statement (EIS)/Overseas Environmental Impact Statement (OEIS) for the Hawaii Range Complex (HRC). These revisions address the authorizations recently issued by the National Marine Fisheries Service (NMFS) in December 2008 and January 2009 under the Marine Mammal Protection Act (MMPA) and the Endangered Species Act (ESA) for the incidental harassment of marine mammals resulting from Navy training and Department of Defense (DoD) research, development, testing, and evaluation (RDT&E) activities conducted within the HRC for the proposed action presented in Alternative 3. The Revised ROD is effective February 26, 2009. Except as discussed in the Revised ROD, all other provisions of the June 26, 2008 ROD remain in full force and effect. Implementation of the preferred alternative, initiated in June 2008 will continue. Because the Navy is required by section 5062 of Title 10 of the United States Code to organize, train, equip, and maintain combat-ready forces, ongoing training and RDT&E activities within the HRC will continue at current levels in the event that the proposed action is not implemented.

SUPPLEMENTARY INFORMATION: The Revised ROD has been distributed to all those individuals who requested a copy of the Final EIS/OEIS and agencies and organizations that received a copy of the Final EIS/OEIS. The Revised ROD is available at <http://www.govsupport.us/navynepahawaii/downloads.aspx>. Single copies of the Revised ROD will be made available upon request by contacting the Public Affairs Officer, Pacific Missile Range Facility, Attn: HRC EIS/OEIS REVISED ROD, P.O. Box 128, Kekaha, Hawaii 96752-0128; e-mail: feis_hrc@govsupport.us; or calling the Public Affairs Officer at telephone: 866-767-3347.

Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Unitech Services Group, Honolulu, HI, Nuclear Regulatory Commission

The Nuclear Regulatory Commission (NRC) is considering the issuance of a license amendment to Material License No. 53-13668-01, issued to Unitech Services Group (the licensee), to authorize the release of its former nuclear laundry facility at 3050 Ualena Street, Suite C, in Honolulu, Hawaii, and to terminate the license. NRC has prepared an Environmental Assessment (EA) in support of this amendment in accordance with the requirements of 10 CFR Part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate. The amendment will be issued following the publication of this Notice.

The purpose of the proposed amendment is to authorize the release of the licensee's facility located in Honolulu, Hawaii. Specifically, the NRC plans to approve the licensee's request to release the facility for unrestricted use and to terminate the license. On September 4, 2008, Unitech Services Group requested that NRC approve the proposed amendment. The staff has prepared this EA in support of the proposed license amendment.

Docket file records indicate that the licensee conducted nuclear laundry operations at the Ualena Street location from 1974-2007. In a letter to the NRC dated August 16, 2007, the licensee stated that it had permanently ceased operations at this site. The primary radionuclide of concern was cobalt-60. Other radionuclides of concern included nickel-63, manganese-54, cobalt-58, iron-55, and zinc-65. The NRC staff determined that a decommissioning plan was not required because decommissioning instructions were provided in the license application. The licensee commenced with decommissioning during October 2007 and completed decommissioning during September 2008. The NRC conducted two inspections during the decommissioning process. During the inspections, the NRC staff observed that the licensee was conducting decommissioning in accordance with license requirements. The licensee submitted a final status survey report to the NRC by letter dated September 4, 2008. The licensee's final status survey results, in conjunction with the NRC's confirmatory survey results, demonstrated that the licensee had effectively remediated the site in accordance with regulatory guidance documents. Because the site had been effectively remediated in accordance with NRC guidance and license requirements, the NRC staff has concluded that the facility meets the criteria of 10 CFR Part 20, Subpart E, for unrestricted release and for termination of the license.

The Hawaii State Department of Health was consulted about this EA, and the State had no comments on the EA or the proposed action. On the basis of the EA, NRC has concluded that there are no significant environmental impacts from the proposed amendment and has determined not to prepare an environmental impact statement.

Documents related to this action, are available at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agency-wide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents.

For further information contact: Jack E. Whitten, Chief, Nuclear Materials Safety Branch B, Division of Nuclear Materials Safety, Region IV, U.S. Nuclear Regulatory Commission, 612 E Lamar Blvd, Arlington, Texas 76011. Telephone: (817) 860-8197; fax number: (817) 860-8188; e-mail: jack.whitten@nrc.gov.

Hakalau Forest National Wildlife Refuge, Hawaii, Notice of Intent to Prepare a Comprehensive Conservation Plan and Environmental Assessment

We, the U.S. Fish and Wildlife Service (Service, we) intend to prepare a comprehensive conservation plan (CCP) for the Hakalau Forest National Wildlife Refuge (Refuge), including the Hakalau Forest and the Kona Forest Units. We will also prepare an environmental assessment (EA) to evaluate the effects of various CCP alternatives. We furnish this notice in compliance with our CCP policy to advise other agencies and the public of our intentions, and to obtain comments and information on the scope of issues to be considered in the planning process.

Please provide written comments by March 27, 2009. We will hold public open house meetings on March 3 and 4, 2009, to begin the CCP planning process.

Address comments, questions, and requests for further information to Jim Kraus, Refuge Manager, Hakalau Forest National Wildlife Refuge, 60 Nowelo Street, Suite 100; Hilo, HI 96720. Comments may be faxed to the Refuge at (808) 443-2304, or e-mailed to FW1PlanningComments@fws.gov. Include "Hakalau Forest Refuge CCP" in the subject line of the message. Additional information concerning the Refuge is available on the Internet at <http://www.fws.gov/hakalauforest/>. For further information contact: Jim Kraus, Refuge Manager, (808) 443-2300.

GLOSSARY

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 FEA 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 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 agency, and notice of the FEA-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. 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-EISPN (see above), the agency or applicant must prepare a Draft Environmental Impact Statement (DEIS) prior to project implementation which must disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with mitigative measures. 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 and must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For an agency project, the Governor or the Mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, notice of this action is 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 a FEIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within 30 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 Hawaii's law. Some projects require both a state and federal EIS and the public comment procedure should be coordinated. 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. Members of the public may intervene in the permit process. Notice of permit applications are published in this periodic bulletin.

Special Management Area

The Special Management Area (SMA) is along the coastline of all 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 SMA applications to encourage public input.

Shoreline Certifications

State law requires that Hawaii shorelines be surveyed and certified when necessary to clearly establish the shoreline setback 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 15-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. [Agendas](#) of their regular meetings are posted on the Internet 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).